# UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

CSX CORPORATION,

Plaintiff,

v.

THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP, THE CHILDREN'S INVESTMENT FUND MANAGEMENT (CAYMAN) LTD., THE CHILDREN'S INVESTMENT MASTER FUND, 3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P., 3G FUND, L.P., CHRISTOPHER HOHN, SNEHAL AMIN AND ALEXANDRE BEHRING, A/K/A ALEXANDRE BEHRING COSTA,

Defendants.

THE CHILDREN'S INVESTMENT MASTER FUND,

Counterclaim and Third-Party Plaintiff,

v.

CSX CORPORATION AND MICHAEL WARD,

Counterclaim and Third-Party Defendants.

3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P. AND 3G FUND, L.P.

Counterclaim and Third-Party Plaintiffs,

v.

CSX CORPORATION AND MICHAEL WARD,

Counterclaim and Third-Party Defendants.

**ECF** Case

08 Civ. 02764 (LAK) (KNF)

DECLARATION OF DAVID R.
MARRIOTT IN SUPPORT OF CSX'S
MEMORANDUM PROVIDING
FACTUAL SUBSTANTIATION FOR
CSX'S ASSERTION THAT TCI IS
PRECLUDED FROM RELYING ON
THE ADVICE OF COUNSEL

**VOLUME I** 

- I, David R. Marriott, an attorney duly admitted to practice before this Court, hereby declare the following to be true under penalties of perjury:
- 1. I am a member of the firm of Cravath, Swaine & Moore LLP, attorneys for Plaintiff CSX Corporation, and I am familiar with the facts and circumstances set forth herein. I respectfully submit this declaration in support of CSX's Memorandum Providing Factual Substantiation for CSX's Assertion that TCI is Precluded from Relying on the Advice of Counsel.

#### Volume 1

- 2. Attached hereto as Exhibit 1 is a true and correct copy of CSX Corporation's First Request for Production of Documents, dated March 19, 2008.
- 3. Attached hereto as Exhibit 2 is a true and correct copy of CSX Corporation's Second Request for Production of Documents, dated April 9, 2008.
- 4. Attached hereto as Exhibit 3 is a true and correct copy of the TCI Defendants' Objections and Responses to CSX Corporation's First Request for Production of Documents, dated March 29, 2008.
- 5. Attached hereto as Exhibit 4 is a true and correct copy of the TCI Defendants' Objections and Responses to CSX Corporation's Second Request for Production of Documents, dated April 18, 2008.
- 6. Attached hereto as Exhibit 5 is a true and correct copy of the 3G Defendants' Objections and Responses to CSX Corporation's First Request for Production of Documents, dated March 30, 2008.
- 7. Attached hereto as Exhibit 6 is a true and correct copy of the 3G Defendants' Objections and Responses to CSX Corporation's Second Request for Production of Documents, dated April 23, 2008.

- 8. Attached hereto as Exhibit 7 is a true and correct copy of CSX Corporation's Notice of Deposition of The Children's Investment Fund Management (UK) LLP, The Children's Investment Fund Management (Cayman) Ltd., and The Children's Investment Master Fund, dated April 9, 2008.
- 9. Attached hereto as Exhibit 8 is a true and correct copy of the TCI Defendants' Responses and Objections to CSX Corporation's Notice of Deposition Pursuant to Rule 30(b)(6), dated April 23, 2008.
- 10. Attached hereto as Exhibit 9 is a true and correct copy of the Notice of Subpoena for Production of Documents and for Deposition Pursuant to Rule 30(b)(6) of D.F. King & Co., Inc., dated April 18, 2008.
- Attached hereto as Exhibit 10 is a true and correct copy of the 11. Responses and Objections by Non-Party D.F. King & Co. to Plaintiff's Subpoena, dated May 2, 2008.
- 12. Attached hereto as Exhibit 11 is a true and correct copy of excerpts from the deposition transcript of Peter Harkins, 30(b)(6) designee of D.F. King & Co., Inc., dated May 7, 2008.
- 13. Attached hereto as Exhibit 12 is a true and correct copy of an e-mail string dated April 28, 2008 between counsel for CSX and TCI's counsel.
- 14. Attached hereto as Exhibit 13 is a true and correct copy of an e-mail string dated April 29, 2008 between counsel for CSX and TCI's counsel.
- 15. Attached hereto as Exhibit 14 is a true and correct copy of an e-mail string dated May 6, 2008 between counsel for CSX and TCI's counsel.
- 16. Attached hereto as Exhibit 15 is a true and correct copy of excerpts from the deposition transcript of Christopher Hohn, dated May 1, 2008.

17. Attached hereto as Exhibit 16 is a true and correct copy of the privilege log of D.F. King & Co., Inc., dated May 2, 2008.

# Volume 2

18. Attached hereto as Exhibit 17 is a true and correct copy of pages 1-285 of TCI's Second Amended Privilege Log for the April 9, 2008 Production.

# Volume 3

19. Attached hereto as Exhibit 17 is a true and correct copy of pages286-591 of TCI's Second Amended Privilege Log for the April 9, 2008 Production.

Dated: June 4, 2008

New York, New York

# **EXHIBIT 1**

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

CSX CORPORATION,

Plaintiff,

v.

THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP, THE CHILDREN'S INVESTMENT FUND MANAGEMENT (CAYMAN) LTD., THE CHILDREN'S INVESTMENT MASTER FUND, 3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P., 3G FUND, L.P., CHRISTOPHER HOHN, SNEHAL AMIN AND ALEXANDRE BEHRING, A/K/A ALEXANDRE BEHRING COSTA,

08 Civ. 02764 (LAK) (KNF)

Defendants.

# CSX CORPORATION'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS

Pursuant to Rule 34 of the Federal Rules of Civil Procedure and the Local Civil Rules of the Southern District of New York, Plaintiff CSX Corporation ("CSX") requests that Defendants produce for inspection and copying the following categories of documents and things within their possession, custody or control. Defendants shall serve a written response to these Requests and produce such documents and things to undersigned counsel for CSX at the offices of Cravath, Swaine & Moore LLP, 825 Eighth Avenue, New York, New York 10019, pursuant to the agreed-upon schedule.

Each of the following document requests is to be read in accordance with the definitions and instructions that follow.

#### **Document Requests**

- 1. All documents concerning any actual or proposed swap arrangement (or any other derivative instrument) that relates to CSX or any interest in or economic exposure to CSX or to CSX securities, including but not limited to all documents concerning:
  - (a) the swap arrangements identified in the Schedule 13D or Schedule 14A, including advice on the applicability or application of the federal securities laws to these swap arrangements;
  - (b) defendants' ability to receive CSX securities as a result of a swap arrangement;
  - (c) any actual or proposed counterparty to a swap arrangement; and
  - (d) the voting of shares of CSX securities held by a counterparty to a swap arrangement, including (i) all communications with any actual or proposed counterparty concerning the voting of CSX shares and (ii) any policy that a counterparty or potential counterparty has with respect to the voting of shares held to hedge obligations under a swap arrangement.
- 2. All documents concerning any actual or potential contract, agreement, arrangement, understanding or relationship between or among any of you and any other person or persons that relates to CSX, including but not limited to all documents concerning:
  - (a) nominees or potential nominees to CSX's board of directors, including all efforts undertaken to identify and/or recruit any actual or potential nominee to CSX's board of directors;
  - (b) all communications with actual or potential nominees to CSX's board of directors;
  - (c) actual or potential coordination or cooperation between defendants and any other person or persons with respect to

- CSX, including with respect to (i) the voting of CSX securities; (ii) the past, present or future acquisition of CSX securities; (iii) actual or proposed proxy solicitation with respect to CSX; and (iv) actual or contemplated proposals to amend CSX's Amended and Restated Bylaws;
- (d) all communications with other persons about a relationship or potential relationship with respect to CSX;
- advice on the applicability or application of the federal (e) securities laws to such relationships or potential relationships with respect to CSX; and
- (f) the Schedule 14A.
- 3. All documents concerning CSX, including but not limited to all

#### documents concerning:

- (a) actual or proposed investments in CSX;
- (b) the ownership of any interest in or economic exposure to CSX or to CSX securities;
- the source and amount of the funds or other consideration (c) used (or to be used) in making purchases of CSX securities or interests therein or economic exposure thereto, and the transaction (and the names of the parties thereto) for any part of the purchase price represented by borrowed funds or otherwise obtained for the purpose of acquiring, holding or trading such security or interest or exposure;
- the number of shares of CSX beneficially owned by the (d) defendants and their associates, and the number of shares concerning which the defendants (or their associates) have a right to acquire, directly or indirectly;
- any contracts, arrangements, or understandings with any (e) person with respect to any securities of CSX, including but not limited to transfer of any securities, joint ventures, loan or option arrangements, puts or calls, guaranties against loss or guaranties of profits, division of losses or profits, or the giving or withholding of proxies;
- (f) the purposes of your holding of an interest in CSX;
- past, present or future plans or proposals to liquidate CSX, (g) to sell its assets to or merge it with any other persons, or to

- make any other major change in its business or corporate governance;
- (h) communications with any person concerning CSX;
- (i) communications with the Securities and Exchange Commission about CSX;
- (j) work performed by Bain or Deutsche Bank for defendants with respect to CSX and all communications with Bain or Deutsche Bank relating to CSX; and
- (k) the Schedule 13D, including advice on the applicability or application of the federal securities laws to defendants' interests in CSX.
- 4. Documents sufficient to identify any occasions other than involving CSX, in which defendants have acquired an interest of, or economic exposure to, more than 5 percent of any issuers' equity through the use of swap arrangements.

#### **Definitions**

- 1. The term "CSX" means CSX Corporation, including its predecessors, successors, affiliates, subsidiaries, departments, units or divisions, and each of its directors, officers, agents, employees, attorneys, representatives, and any other person acting or purporting to act under its control or on its behalf.
- 2. The terms "defendant", "defendants", "you" and "your" refer to each of the defendants identified in the Complaint in the above-captioned matter and any of their agents, representatives or persons acting or purporting to act under their direction, supervision or control.
- 3. The terms "relate" and "relating to" means having any connection, association or concern with, or any relevance, relation, pertinence or applicability to, or any implication for or bearing upon the subject matter of the Document Request.

- 4. "Schedule 13D" means the Schedule 13D submitted on December 19, 2007 by the defendants to the SEC, dated December 18, 2007, along with any exhibits appended thereto.
- 5. "Schedule 14A" means the defendants' March 10, 2008 preliminary proxy statement on Schedule 14A, along with any exhibits appended thereto.
- 6. The term "swap arrangement" means any contract, agreement, arrangement or understanding between a swap holder and counterparty under which the swap holder and counterparty agree that, if there is a positive total return on a referenced security (i.e., appreciation in value plus any dividends or interest), the swap holder will be paid that amount upon settlement, and if there is a negative total return, the swap holder will owe that amount to the counterparty.

#### Instructions

- 1. Each document request shall be construed independently and not with reference to any other document request for the purpose of limitation or exclusion.
- 2. If you object to any document request, please state with specificity the grounds for each such objection.
- 3. Whenever necessary to bring within the scope of any document request documents that might otherwise be construed to be outside the scope: (a) the use of any verb in any tense shall be construed as the use of that verb in all other tenses, and (b) the use of a word in its singular form shall be deemed to include within its use the plural form and vice versa.
- 4. All document requests should be construed to include responsive documents from all sources wherever located without limitation.

- 5. Each responsive document shall be produced in its entirety. If an identical copy appears in more than one person's files, each of the copies shall be produced.
- 6. Documents are to be clearly designated so as to reflect their owner and/or custodian and the location from where they were produced.
- 7. If there are no documents responsive to any of the following document requests, please provide a written response so stating.

March 19, 2008

CRAVATH, SWAINE & MOORE LLP,

Rory O. Millson Francis P. Barron David R. Marriott

Members of the Firm

Attorneys for Plaintiff 825 Eighth Avenue New York, NY 10019 (212) 474-1000

RMillson@cravath.com FBarron@cravath.com DMarriott@cravath.com UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

CSX CORPORATION,

Plaintiff,

08 cv 2764 (LAK)(KNF)

-against-

THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP, et al.,

Defendants.

**CERTIFICATE OF SERVICE** 

ROBERT B. ZWILLICH hereby certifies the following under the penalty of perjury:

I am over the age of 18 years, not a party to this action and reside at 255 Killarney Drive, Berkeley Heights, New Jersey 07922.

On the 19th day of March, 2008, I served the annexed CSX CORPORATION'S FIRST REQUEST FOR PRODUCTION OF **DOCUMENTS** upon

> Peter D. Doyle, Esq. KIRKLAND & ELLIS LLP Citigroup Center 153 East 53rd Street New York, NY 10022

Howard O. Godnick, Esq. SCHULTE ROTH & ZABEL LLP 919 Third Avenue New York, NY 10022

by delivering true copies of the aforementioned document to a courier for FEDERAL EXPRESS, an overnight delivery service, for next day delivery, to wit: Thursday, March 20, 2008.

Dated this 20th day of March, 2008, at New York, New York.

**EXHIBIT 2** 

# UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

THE CHILDREN'S INVESTMENT MASTER FUND,

Counterclaim and Third-Party Plaintiff,

v.

CSX CORPORATION AND MICHAEL WARD,

Counterclaim and Third-Party Defendants.

3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P. AND 3G FUND, L.P.

Counterclaim Plaintiffs,

v.

CSX CORPORATION AND MICHAEL WARD,

Counterclaim Defendants.

CSX CORPORATION,

Plaintiff,

v.

THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP, THE CHILDREN'S INVESTMENT FUND MANAGEMENT (CAYMAN) LTD., THE CHILDREN'S INVESTMENT MASTER FUND, 3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P., 3G FUND, L.P., CHRISTOPHER HOHN, SNEHAL AMIN AND ALEXANDRE BEHRING, A/K/A ALEXANDRE BEHRING COSTA,

Defendants.

**ECF** Case

08 Civ. 02764 (LAK) (KNF)

CSX CORPORATION'S SECOND REQUEST FOR PRODUCTION OF DOCUMENTS

# CSX CORPORATION'S SECOND REQUEST FOR PRODUCTION OF **DOCUMENTS**

Pursuant to Rule 34 of the Federal Rules of Civil Procedure and the Local Civil Rules of the Southern District of New York, Plaintiff CSX Corporation ("CSX") requests that defendants produce for inspection and copying the following categories of documents and things within their possession, custody or control. Defendants shall serve a written response to these Requests and produce such documents and things to undersigned counsel for CSX at the offices of Cravath, Swaine & Moore LLP, 825 Eighth Avenue, New York, New York 10019, on or before 5:00 p.m. on April 18, 2008, or as otherwise agreed by the parties.

These Requests relate to The Children's Investment Master Fund's Counterclaims and Third-Party Claim and the 3G defendants' Counterclaims and Third-Party Claim, which are subject to dismissal and not the appropriate subjects of discovery, let alone expedited discovery. These requests are submitted in view of and without prejudice to the foregoing objections.

Each of the following document requests is to be read in accordance with the definitions and instructions that follow.

#### **Document Requests**

- 1. All documents relating to The Children's Investment Master Fund's Counterclaims and Third-Party Claim and the 3G defendants' Counterclaims and Third-Party Claim.
- All documents relating to defendants' "investment in CSX", "swap 2. arrangements", "proxy solicitation", and "Schedule 13D", all as identified in defendants' Rule 26(a)(1) Initial Disclosures.

3. All documents relating to any relationship between or among any defendant and any other person or persons with which that defendant has had any communications or dealings relating to CSX, including but not limited to any of the swap counterparties identified in defendants' Schedule 14A.

#### **Definitions**

- 1. The term "CSX" means CSX Corporation, including its predecessors, successors, affiliates, subsidiaries, departments, units or divisions, and each of its directors, officers, agents, employees, attorneys, representatives, and any other person acting or purporting to act under its control or on its behalf.
- 2. The terms "defendant", "defendants", "you" and "your" refer to each of the defendants identified in the Complaint in the above-captioned matter and any of their agents, representatives or persons acting or purporting to act under their direction, supervision or control.
- 3. The term "person" as used herein shall mean, without limitation, a natural person, corporation, partnership, trust, association, joint venture, firm, tenancyin-common, or other business enterprise or legal entity and includes both the singular and plural.
- 4. The terms "relate" and "relating to" means having any connection, association or concern with, or any relevance, relation, pertinence or applicability to, or any implication for or bearing upon the subject matter of the Document Request.
- 5. "Schedule 13D" means the Schedule 13D submitted on December 19, 2007 by the defendants to the SEC, dated December 18, 2007, along with any exhibits appended thereto.

- 6. "Schedule 14A" means the defendants' March 10, 2008 preliminary proxy statement on Schedule 14A, along with any exhibits appended thereto.
- 7. The term "swap arrangement" means any contract, agreement, arrangement or understanding between a swap holder and counterparty under which the swap holder and counterparty agree that, if there is a positive total return on a referenced security (i.e., appreciation in value plus any dividends or interest), the swap holder will be paid that amount upon settlement, and if there is a negative total return, the swap holder will owe that amount to the counterparty.

#### Instructions

- 1. Each document request shall be construed independently and not with reference to any other document request for the purpose of limitation or exclusion.
- 2. If you object to any document request, please state with specificity the grounds for each such objection.
- 3. Whenever necessary to bring within the scope of any document request documents that might otherwise be construed to be outside the scope: (a) the use of any verb in any tense shall be construed as the use of that verb in all other tenses, and (b) the use of a word in its singular form shall be deemed to include within its use the plural form and vice versa.
- 4. All document requests should be construed to include responsive documents from all sources wherever located without limitation.
- 5. Each responsive document shall be produced in its entirety. If an identical copy appears in more than one person's files, each of the copies shall be produced.
  - 6. Documents are to be clearly designated so as to reflect their owner

and/or custodian and the location from where they were produced.

7. If there are no documents responsive to any of the following document requests, please provide a written response so stating.

Dated: New York, New York April 9, 2008

CRAVATH, SWAINE & MOORE LLP,

Rory O. Millson Francis P. Barron

David R. Marriott
Members of the Firm

Attorneys for Plaintiff 825 Eighth Avenue New York, NY 10019 (212) 474-1000

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Attorneys for Plaintiff CSX

TO:

Howard O. Godnick Yocheved Cohen SCHULTE ROTH & ZABEL LLP 919 Third Avenue New York, NY 10022

Attorneys for The Children's Investment Fund Management (UK) LLP, The Children's Investment Fund Management (Cayman) LTD., The Children's Investment Master Fund, Christopher Hohn, and Snehal Amin

Peter Duffy Doyle Andrew M. Genser Matthew F. Dexter KIRKLAND & ELLIS LLP Citigroup Center 153 East 53rd Street New York, NY 10022

Attorneys for Defendants 3G Capital Partners Ltd., 3G Capital Partners, L.P., 3G Fund, L.P. and Alexandre Behring **EXHIBIT 3** 

# UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

CSX CORPORATION.

Plaintiff.

v.

THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP, THE CHILDREN'S INVESTMENT FUND MANAGEMENT (CAYMAN) LTD., THE CHILDREN'S INVESTMENT MASTER FUND, 3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P., 3G FUND, L.P., CHRISTOPHER HOHN, SNEHAL AMIN AND ALEXANDRE BEHRING, A/K/A ALEXANDRE BEHRING COSTA,

**ECF CASE** 

08 Civ. 2764 (LAK)(KNF)

Defendants.

THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP, THE CHILDREN'S INVESTMENT FUND MANAGEMENT (CAYMAN) LTD., THE CHILDREN'S INVESTMENT MASTER FUND, CHRISTOPHER HOHN AND SNEHAL AMIN'S OBJECTIONS AND RESPONSES TO CSX CORPORATION'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS

Pursuant to Rules 26 and 34 of the Federal Rules of Civil Procedure and the Local Civil Rules of the Southern District of New York, Defendants The Children's Investment Fund Management (UK) LLP, The Children's Investment Fund Management (Cayman) Ltd., The Children's Investment Master Fund, Christopher Hohn and Snehal Amin (collectively, the "TCI Defendants"), by and through their undersigned counsel, Schulte Roth & Zabel LLP, hereby respond and object to Plaintiff CSX Corporation's First Request for Production of Documents dated March 19, 2008 (the "Requests").

### **GENERAL OBJECTIONS**

- The TCI Defendants object to the Requests to the extent they seek to
  impose obligations upon them beyond those required or authorized by the Federal Rules of Civil
  Procedure or the Local Rules of the United States District Court for the Southern and Eastern
  Districts of New York.
- 2. The TCI Defendants object to the Requests to the extent that they call for the production of information or documents protected from disclosure by the attorney-client privilege, the work-product doctrine and/or any other applicable privilege, immunity, or exemption from disclosure. Any production of such privileged document, or privileged information, is inadvertent and is not intended to waive the applicable privilege or immunity pertaining to that document or information or to any other documents or information. The TCI Defendants reserve the right to demand the return of any privileged or protected documents produced and all copies thereof.
- 3. The TCI Defendants object to the Requests to the extent they are vague, ambiguous, duplicative, unduly burdensome, and/or seek the disclosure of documents that are neither relevant to this action nor reasonably calculated to lead to the discovery of admissible evidence.
- 4. The TCI Defendants object to the Requests to the extent that they purport to seek the production of documents or information that is readily and equally available from sources in the public domain or in Plaintiff's own files.
- 5. The TCI Defendants object to the Requests to the extent they seek documents outside of their possession, custody or control.
  - 6. Nothing contained in any response to a particular request shall be deemed

an admission, concession or waiver by the TCI Defendants. Furthermore, the TCI Defendants' agreement to produce documents in response to a particular request shall not constitute an admission or acknowledgment that the TCI Defendants possess any such documents.

- 7. In providing these responses and objections to the Requests, the TCI Defendants do not in any way waive or intend to waive, but rather intends to preserve and is preserving:
- (a) all objections as to competency, relevancy, materiality and admissibility of the Requests (or responses) or subject matter thereof;
  - (b) all objections as to vagueness, ambiguity and undue burden;
- (c) all rights to object on any ground to the use of any said documents or responses, or the subject matter thereof, in any subsequent proceedings, including the trial or hearing of this or any other action; and
- all rights to object on any ground to any request for further (d) responses to the Requests or any other requests for information, or other discovery requests, involving or related to the subject matter thereof.
- 8. The TCI Defendants reserve their right to supplement their document production in the event the TCI Defendants discover documents responsive to the Requests and also reserve their right to supplement any response or objection herein.
- 9. These general objections shall be deemed continuing throughout and incorporated into each and every one of the following Specific Responses and Objections to the Requests. The statement of any specific objection in any Specific Response and Objection below shall in no way waive or prejudice the TCI Defendants' assertion of the general objections.

- 10. The TCI Defendants object to the Requests to the extent they seek documents created before August 1, 2006 and after the commencement of this action.
- 11. Until such time as the Court enters the March 27, 2008 Stipulation and Protective Order executed by the Parties, all documents marked "Confidential" shall be for attorneys' eyes only.
- The TCI Defendants will produce documents in single-page TIFF format 12. with Concordance and IPRO load files.

# RESPONSES AND SPECIFIC OBJECTIONS

#### Request No. 1:

All documents concerning any actual or proposed swap arrangement (or any other derivative instrument) that relates to CSX or any interest in or economic exposure to CSX or to CSX securities, including but not limited to all documents concerning:

- the swap arrangements identified in the Schedule (a) 13D or Schedule 14A, including advice on the applicability or application of the federal securities laws to these swap arrangements;
- (b) defendants' ability to receive CSX securities as a result of a swap arrangement;
- (c) any actual or proposed counterparty to a swap arrangement; and
- (d) the voting of shares of CSX securities held by a counterparty to a swap arrangement, including (i) all communications with any actual or proposed counterparty concerning the voting of CSX shares and (ii) any policy that a counterparty or potential counterparty has with respect to the voting of shares held to hedge obligations under a swap arrangement.

### **Response to Request No. 1:**

The TCI Defendants object to subpart (a) of this Request insofar as it seeks documents protected by the attorney-client privilege and/or work product doctrine. Subject to and without waiving the foregoing General and Specific Objections, the TCI Defendants will produce any responsive, non-privileged documents, if any, that are within the TCI Defendants' possession, custody, and control.

### Request No. 2:

All documents concerning any actual or potential contract, agreement, arrangement, understanding or relationship between or among any of you and any other person or persons that relates to CSX, including but not limited to all documents concerning:

- (a) nominees or potential nominees to CSX's board of directors, including all efforts undertaken to identify and/or recruit any actual or potential nominee to CSX's board of directors;
- (b) all communications with actual or potential nominees to CSX's board of directors;
- (c) actual or potential coordination or cooperation between defendants and any other person or persons with respect to CSX, including with respect to (i) the voting of CSX securities; (ii) the past, present or future acquisition of CSX securities; (iii) actual or proposed proxy solicitation with respect to CSX; and (iv) actual or contemplated proposals to amend CSX's Amended and Restated Bylaws;
- (d) all communications with other persons about a relationship or potential relationship with respect to CSX;
- (e) advice on the applicability or application of the federal securities laws to such relationships or potential relationships with respect to CSX; and
- (f) the Schedule 14A.

### **Response to Request No. 2:**

The TCI Defendants object to subpart (e) of this Request insofar as it seeks documents protected by the attorney-client privilege and/or work product doctrine. Subject to and without waiving the foregoing General and Specific Objections, the TCI Defendants will

### Request No. 3:

All documents concerning CSX, including but not limited to all documents concerning:

- (a) actual or proposed investments in CSX;
- (b) the ownership of any interest in or economic exposure to CSX or to CSX securities;
- (c) the source and amount of the funds or other consideration used (or to be used) in making purchases of CSX securities or interests therein or economic exposure thereto, and the transaction (and the names of the parties thereto) for any part of the purchase price represented by borrowed funds or otherwise obtained for the purpose of acquiring, holding or trading such security or interest or exposure;
- (d) the number of shares of CSX beneficially owned by the defendants and their associates, and the number of shares concerning which the defendants (or their associates) have a right to acquire, directly or indirectly;
- (e) any contracts, arrangements, or understandings with any person with respect to any securities of CSX, including but not limited to transfer of any securities, joint ventures, loan or option arrangements, puts or calls, guaranties against loss or guaranties of profits, division of losses or profits, or the giving or withholding of proxies;
- (f) the purposes of your holding of an interest in CSX;
- (g) past, present or future plans or proposals to liquidate CSX, to sell its assets to or merge it with any other persons, or to make any other major change in its business or corporate governance;
- (h) communications with any person concerning CSX;

- (i) communications with the Securities and Exchange Commission about CSX;
- (j) work performed by Bain or Deutsche Bank for defendants with respect to CSX and all communications with Bain or Deutsche Bank relating to CSX; and
- (k) the Schedule 13D, including advice on the applicability or application of the federal securities laws to defendants' interests in CSX.

# Response to Request No. 3:

The TCI Defendants object to subpart (c) of this Request on the grounds that it is overly broad and unduly burdensome. The TCI Defendants also object to subpart (g) of this Request on the grounds that it is unduly burdensome and seeks documents neither relevant to this action nor likely to lead to the discovery of admissible evidence. Subject to and without waiving the foregoing General and Specific Objections, the TCI Defendants will produce any nonprivileged documents responsive to subparts (a) through (b), (d) through (f), and (h) through (k), if any, that are within the TCI Defendants' possession, custody, and control.

### Request No. 4:

Documents sufficient to identify any occasions other than involving CSX, in which defendants have acquired an interest of, or economic exposure to, more than 5 percent of any issuers' equity through the use of swap arrangements.

### Response to Request No. 4:

The TCI Defendants object to this Request on the grounds that it is unduly burdensome and seeks documents neither relevant to this action nor likely to lead to the discovery of admissible evidence.

# SCHULTE ROTH & ZABEL LLP

By:

Moward Godnick Yocheved Cohen 919 Third Avenue

New York, New York 10022

Telephone:

(212) 756-2000

Facsimile:

(212) 593-5955

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Attorneys for Defendants The Children's Investment Fund Management (UK) LLP, The Children's Investment Fund Management (Cayman) Ltd., The Children's Investment Master Fund, Christopher Hohn and Snehal Amin

# **EXHIBIT 4**

# UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK -----X CSX CORPORATION, Plaintiff, v. THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP, THE CHILDREN'S INVESTMENT FUND MANAGEMENT (CAYMAN) LTD., THE CHILDREN'S INVESTMENT MASTER FUND, 3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P.,: 3G FUND, L.P., CHRISTOPHER HOHN, SNEHAL: AMIN, AND ALEXANDRE BEHRING, A/K/A ALEXANDRE BEHRING COSTA, Defendants. THE CHILDREN'S INVESTMENT MASTER FUND, Counterclaim and Third-Party Plaintiff. CSX CORPORATION AND MICHAEL WARD. Counterclaim and Third-Party Defendants. 3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P. AND 3G FUND, L.P., Counterclaim Plaintiffs,

CSX CORPORATION AND MICHAEL WARD,

Counterclaim Defendants.

**ECF CASE** 

08 Civ. 02764 (LAK)(KNF)

THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP, THE CHILDREN'S INVESTMENT **FUND MANAGEMENT (CAYMAN)** LTD.. THE CHILDREN'S INVESTMENT MASTER FUND, CHRISTOPHER **HOHN** AND SNEHAL AMIN'S OBJECTIONS AND RESPONSES TO CSX **CORPORATION'S SECOND** REQUEST FOR PRODUCTION OF **DOCUMENTS** 

Pursuant to Rules 26 and 34 of the Federal Rules of Civil Procedure and the Local Civil Rules of the Southern District of New York, Defendants The Children's Investment Fund Management (UK) LLP, The Children's Investment Fund Management (Cayman) Ltd., The Children's Investment Master Fund, Christopher Hohn and Snehal Amin (collectively, the "TCI Defendants"), by and through their undersigned counsel, Schulte Roth & Zabel LLP, hereby respond and object to Plaintiff CSX Corporation's Second Request for Production of Documents dated April 9, 2008 (the "Requests").

### **GENERAL OBJECTIONS**

- 1. The TCI Defendants object to the Requests to the extent they seek to impose obligations upon them beyond those required or authorized by the Federal Rules of Civil Procedure or the Local Rules of the United States District Court for the Southern District of New York.
- 2. The TCI Defendants object to the Requests to the extent that they call for the production of information or documents protected from disclosure by the attorney-client privilege, the work-product doctrine and/or any other applicable privilege, immunity, or exemption from disclosure. Any production of such privileged document, or privileged information, is inadvertent and is not intended to waive the applicable privilege or immunity pertaining to that document or information or to any other documents or information. The TCI Defendants reserve the right to demand the return of any privileged or protected documents produced and all copies thereof.
- The TCI Defendants object to the Requests to the extent they are vague, 3. ambiguous, duplicative, unduly burdensome, and/or seek the disclosure of documents that are

neither relevant to this action nor reasonably calculated to lead to the discovery of admissible evidence.

- The TCI Defendants object to the Requests to the extent that they purport 4. to seek the production of documents or information that is readily and equally available from sources in the public domain or in Plaintiff's own files.
- 5. The TCI Defendants object to the Requests to the extent they seek documents outside of their possession, custody or control.
- 6. Nothing contained in any response to a particular request shall be deemed an admission, concession or waiver by the TCI Defendants. Furthermore, the TCI Defendants' agreement to produce documents in response to a particular request shall not constitute an admission or acknowledgment that the TCI Defendants possess any such documents.
- In providing these responses and objections to the Requests, the TCI 7. Defendants do not in any way waive or intend to waive, but rather intend to preserve and are preserving:
- (a) all objections as to competency, relevancy, materiality and admissibility of the Requests (or responses) or subject matter thereof;
  - (b) all objections as to vagueness, ambiguity and undue burden;
- (c) all rights to object on any ground to the use of any said documents or responses, or the subject matter thereof, in any subsequent proceedings, including the trial or hearing of this or any other action; and
- (d) all rights to object on any ground to any request for further responses to the Requests or any other requests for information, or other discovery requests, involving or related to the subject matter thereof.

- The TCI Defendants reserve their right to supplement their document 8. production in the event the TCI Defendants discover documents responsive to the Requests and also reserve their right to supplement any response or objection herein.
- 9. These general objections shall be deemed continuing throughout and incorporated into each and every one of the following Specific Responses and Objections to the Requests. The statement of any specific objection in any Specific Response and Objection below shall in no way waive or prejudice the TCI Defendants' assertion of the general objections.
- The TCI Defendants object to the Requests to the extent they seek 10. documents created before August 1, 2006 and after the commencement of this action.
- The TCI Defendants object to the Requests to the extent they are 11. inconsistent with the parties' scheduling agreement.
- The TCI Defendants will produce documents pursuant to the terms of the 12. March 27, 2008 Stipulation and Protective Order executed by the Parties.
- The TCI Defendants will produce documents in single-page TIFF format 13. with Concordance and IPRO load files.

## **RESPONSES AND SPECIFIC OBJECTIONS**

# Request No. 1:

All documents relating to The Children's Investment Master Fund's Counterclaims and Third-Party Claim and the 3G defendants' Counterclaims and Third-Party Claim.

#### Response to Request No. 1:

In addition to the foregoing general objections, the TCI Defendants object to this Request insofar as it seeks documents relating to the Counterclaims and Third-Party Claims of Defendants 3G Capital Partners Ltd., 3G Capital Partners, L.P., 3G Fund, L.P., and Alexandre Behring. Subject to and without waiving the foregoing general and specific objections, the TCI Defendants respond that all documents relating to The Children's Investment Master Fund's Counterclaims and Third-Party Claim are either CSX internal documents and guidelines or public documents that are readily and equally available from sources in the public domain.

# Request No. 2:

All documents relating to defendants' "investment in CSX", "swap arrangements", "proxy solicitation", and "Schedule 13D", all as identified in defendants' Rule 26(a)(1) Initial Disclosures.

#### Response to Request No. 2:

In addition to the foregoing general objections, the TCI Defendants object to this Request on the grounds that it is duplicative of requests contained in Plaintiff CSX Corporation's First Request for Production of Documents dated March 19, 2008 (the "March 19 Requests"), and that the TCI Defendants have previously produced all non-privileged documents that are responsive to this Request that are within the TCI Defendants' possession, custody, and control.

# Request No. 3:

All documents relating to any relationship between or among any defendant and any other person or persons with which that defendant has had any communications or dealings relating to CSX, including but not limited to any of the swap counterparties identified in defendants' Schedule 14A.

### Response to Request No. 3:

In addition to the foregoing general objections, the TCI Defendants object to this Request on the grounds that it is duplicative of requests contained the March 19 Requests, and that the TCI Defendants have previously produced all non-privileged documents that are responsive to this Request that are within the TCI Defendants' possession, custody, and control.

SCHULTE ROTH & ZABEL

By:

Howard Godnick Yocheved Cohen 919 Third Avenue

New York, New York 10022 Telephone: (212) 756-2000 Facsimile: (212) 593-5955

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Attorneys for Defendants The Children's Investment Fund Management (UK) LLP. The Children's Investment Fund Management (Cayman) Ltd., The Children's Investment Master Fund, Christopher Hohn and Snehal Amin

# **EXHIBIT 5**

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

CSX CORPORATION,

Plaintiff.

v.

THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP, THE CHILDREN'S INVESTMENT FUND MANAGEMENT (CAYMAN) LTD., THE CHILDREN'S INVESTMENT MASTER FUND, 3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P., 3G FUND, L.P., CHRISTOPHER HOHN, SNEHAL AMIN AND ALEXANDRE BEHRING, A/K/A ALEXANDRE BEHRING COSTA,

Defendants.

**ECF** Case

08 Civ. 02764 (LAK) (KNF)

## 3G CAPITAL PARTNERS LTD, 3G CAPITAL PARTNERS, L.P., 3G FUND, L.P. AND ALEXANDRE BEHRING'S RESPONSES AND OBJECTIONS TO CSX CORPORATION'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS

Pursuant to Rules 26 and 34 of the Federal Rules of Civil Procedure and the Local Civil Rules of the Southern District of New York, Defendants 3G Capital Partners Ltd, 3G Capital Partners, L.P., 3G Fund, L.P. and Alexandre Behring ("3G") hereby respond to Plaintiff CSX Corporation's ("CSX") first request for production of documents (the "Request").

#### **GENERAL OBJECTIONS**

1. 3G objects to the Request, including, without limitation, the instructions and definitions therein, to the extent that they purport to impose on 3G obligations beyond those established by the Federal Rules of Civil Procedure.

- 2. 3G objects to the Request to the extent that it seeks documents or electronically stored information created or dated on or before August 1, 2006.
- 3. 3G objects to the Request to the extent that it seeks documents that are not within 3G's possession, custody, or control including, but not limited to, documents that are in the physical custody of another person or entity.
- 3G objects to the Request to the extent that it is overbroad, unduly burdensome, 4. and not reasonably calculated to lead to the discovery of admissible evidence.
- 3G objects to the Request to the extent that it purports to require identification and 5. disclosure of information and/or documents that were prepared in anticipation of litigation; constitute attorney work product, mental impressions, conclusions, opinions or legal theories of any attorney for or other representative of 3G; contain privileged attorney-client communications; or are otherwise protected from disclosure under applicable privileges, laws, or rules. 3G hereby claims such privileges and protections to the extent implicated by each Request and excludes privileged and protected information from its responses to the Request.
- 6. Inadvertent production of any document which is confidential, contains confidential information, is privileged, or was prepared in anticipation of litigation shall not constitute waiver of any privilege or of any other ground for objection to discovery of such document, the information contained therein, or the subject matter thereof, or of 3G's right to object to the use of such document or the information contained therein.
- 7. These responses to the Request shall not be construed in any way as an admission that any definition contained in the Request is either factually correct or legally binding upon 3G, or as a waiver of any of 3G's objections, including but not limited to, objections regarding discoverability and admissibility of documents or other evidence.

- 8. 3G's Specific Responses and Objections to the individual requests shall be deemed to incorporate, and shall not be deemed a waiver of, these General Objections.
- 9. 3G will produce any Documents and/or electronically stored information in single-page tiffs with Concordance and Opticon load files.

#### **SPECIFIC RESPONSES AND OBJECTIONS**

**REQUEST NO. 1.** All documents concerning any actual or proposed swap arrangement (or any other derivative instrument) that relates to CSX or any interest in or economic exposure to CSX or to CSX securities, including but not limited to all documents concerning:

- (a) the swap arrangements identified in the Schedule 13D or Schedule 14A, including advice on the applicability or application of the federal securities laws to these swap arrangements;
- (b) defendants' ability to receive CSX securities as a result of a swap arrangement;
- (c) any actual or proposed counterparty to a swap arrangement; and
- (d) the voting of shares of CSX securities held by a counterparty to a swap arrangement, including (i) all communications with any actual or proposed counterparty concerning the voting of CSX shares and (ii) any policy that a counterparty or potential counterparty has with respect to the voting of shares held to hedge obligations under a swap arrangement.

#### **RESPONSE:**

Subject to the General Objections, 3G will produce non-privileged documents, if any, responsive to Request No. 1.

**REQUEST NO. 2.** All documents concerning any actual or potential contract, agreement, arrangement, understanding or relationship between or among any of you and any other person or persons that relates to CSX, including but not limited to all documents concerning:

- (a) nominees or potential nominees to CSX's board of directors, including all efforts undertaken to identify and/or recruit any actual or potential nominee to CSX's board of directors;
- (b) all communications with actual or potential nominees to CSX's board of directors;
- (c) actual or potential coordination or cooperation between defendants and any other person or persons with respect to CSX, including with respect to (i) the voting of CSX securities; (ii) the past, present or future acquisition of CSX securities; (iii) actual or proposed proxy solicitation with respect to CSX; and (iv) actual or contemplated proposals to amend CSX's Amended and Restated Bylaws;
- (d) all communications with other persons about a relationship or potential relationship with respect to CSX;
- (e) advice on the applicability or application of the federal securities laws to such relationships or potential relationships with respect to CSX; and
- (f) the Schedule 14A.

#### **RESPONSE:**

Subject to the General Objections, 3G will produce non-privileged documents, if any, responsive to Request No. 2.

**REQUEST NO. 3.** All documents concerning CSX, including but not limited to all documents concerning:

- (a) actual or proposed investments in CSX;
- (b) the ownership of any interest in or economic exposure to CSX or to CSX securities;
- (c) the source and amount of the funds or other consideration used (or to be used) in making purchases of CSX securities or interests therein or economic exposure thereto, and the transaction (and the names of the parties thereto) for any part of the purchase price represented by borrowed funds or otherwise obtained for the purpose of acquiring, holding or trading such security or interest or exposure;

- (d) the number of shares of CSX beneficially owned by the defendants and their associates, and the number of shares concerning which the defendants (or their associates) have a right to acquire, directly or indirectly;
- (e) any contracts, arrangements, or understandings with any person with respect to any securities of CSX, including but not limited to transfer of any securities, joint ventures, loan or option arrangements, puts or calls, guaranties against loss or guaranties of profits, division of losses or profits, or the giving or withholding of proxies;
- (f) the purposes of your holding of an interest in CSX;
- past, present or future plans or proposals to liquidate CSX, to sell (g) its assets to or merge it with any other persons, or to make any other major change in its business or corporate governance;
- communications with any person concerning CSX; (h)
- communications with the Securities and Exchange Commission (i) about CSX;
- work performed by Bain or Deutsche Bank for defendants with (j) respect to CSX and all communications with Bain or Deutsche Bank relating to CSX; and
- (k) the Schedule 13D, including advice on the applicability or application of the federal securities laws to defendants' interests in CSX.

#### **RESPONSE:**

3G objects to Request 3 on the ground that its request for documents reflecting "past, present or future plans or proposals to liquidate CSX, to sell its assets to or merge it with any other persons, or to make any other major change in its business or corporate governance" or other confidential business plans and/or analyses that may "concern CSX" is overbroad, not relevant to the claim or defense of any party and not reasonably calculated to lead to the discovery of admissible evidence. 3G will only produce business plans or analyses concerning CSX, if any, that precede December 12, 2007.

Subject to the foregoing and the General Objections, 3G will produce non-privileged documents, if any, responsive to Request No. 3.

**REQUEST NO. 4.** Documents sufficient to identify any occasions other than involving CSX, in which defendants have acquired an interest of, or economic exposure to, more than 5 percent of any issuers' equity through the use of swap arrangements.

#### **RESPONSE:**

3G objects to Request No. 4 as overbroad, unduly burdensome, not relevant to the claim or defense of any party and not reasonably calculated to lead to the discovery of admissible evidence.

Date: March 30, 2008

New York, New York

Respectfully submitted,

#### /s/ Peter Duffy Doyle

Peter Duffy Doyle Andrew M. Genser Matthew F. Dexter KIRKLAND & ELLIS LLP Citigroup Center 153 East 53rd Street New York, NY 10022 (212) 446-4800 pdoyle@kirkland.com agenser@kirkland.com mdexter@kirkland.com

Attorneys for Defendants 3G Capital Partners Ltd., 3G Capital Partners, L.P., 3G Fund, L.P. and Alexandre Behring 

## **EXHIBIT 6**

### UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK -----x CSX CORPORATION, Plaintiff, v. THE CHILDREN'S INVESTMENT FUND ECF CASE MANAGEMENT (UK) LLP, THE CHILDREN'S INVESTMENT FUND MANAGEMENT 08 Civ. 02764 (LAK)(KNF) (CAYMAN) LTD., THE CHILDREN'S INVESTMENT MASTER FUND, 3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P.,: 3G FUND, L.P., CHRISTOPHER HOHN, SNEHAL: AMIN, AND ALEXANDRE BEHRING, A/K/A ALEXANDRE BEHRING COSTA, Defendants. THE CHILDREN'S INVESTMENT MASTER FUND, Counterclaim and Third-Party Plaintiff, v. CSX CORPORATION AND MICHAEL WARD, Counterclaim and Third-Party Defendants. 3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P. AND 3G FUND, L.P., Counterclaim Plaintiffs, CSX CORPORATION AND MICHAEL WARD, Counterclaim Defendants. :

#### 3G CAPITAL PARTNERS LTD, 3G CAPITAL PARTNERS, L.P., 3G FUND, L.P. AND ALEXANDRE BEHRING'S RESPONSES AND OBJECTIONS TO CSX CORPORATION'S SECOND REQUEST FOR PRODUCTION OF DOCUMENTS

Pursuant to Rules 26 and 34 of the Federal Rules of Civil Procedure and the Local Civil Rules of the Southern District of New York, Defendants 3G Capital Partners Ltd, 3G Capital Partners, L.P., 3G Fund, L.P. and Alexandre Behring ("3G") hereby respond to Plaintiff CSX Corporation's ("CSX") Second Request for Production of Documents (the "Request").

#### **GENERAL OBJECTIONS**

- 1. 3G objects to the Request, including, without limitation, the instructions and definitions therein, to the extent that they purport to impose on 3G obligations beyond those established by the Federal Rules of Civil Procedure.
- 2. 3G objects to the Request to the extent that it seeks documents or electronically stored information created or dated on or before August 1, 2006.
- 3. 3G objects to the Request to the extent that it seeks documents that are not within 3G's possession, custody, or control including, but not limited to, documents that are in the physical custody of another person or entity.
- 4. 3G objects to the Request to the extent that it is overbroad, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence.
- 5. 3G objects to the Request to the extent that it purports to require identification and disclosure of information and/or documents that were prepared in anticipation of litigation; constitute attorney work product, mental impressions, conclusions, opinions or legal theories of any attorney for or other representative of 3G; contain privileged attorney-client communications; or are otherwise protected from disclosure under applicable privileges, laws, or rules. 3G hereby claims such privileges and protections to the extent implicated by each Request and excludes privileged and protected information from its responses to the Request.

- 6. Inadvertent production of any document which is confidential, contains confidential information, is privileged, or was prepared in anticipation of litigation shall not constitute waiver of any privilege or of any other ground for objection to discovery of such document, the information contained therein, or the subject matter thereof, or of 3G's right to object to the use of such document or the information contained therein.
- 7. These responses to the Request shall not be construed in any way as an admission that any definition contained in the Request is either factually correct or legally binding upon 3G, or as a waiver of any of 3G's objections, including but not limited to, objections regarding discoverability and admissibility of documents or other evidence.
- 8. 3G's Specific Responses and Objections to the individual requests shall be deemed to incorporate, and shall not be deemed a waiver of, these General Objections.
- 9. 3G will produce any Documents and/or electronically stored information in single-page tiffs with Concordance and Opticon load files.

#### **SPECIFIC RESPONSES AND OBJECTIONS**

All documents relating to The Children's Investment Master Fund's REQUEST NO. 1. Counterclaims and Third-Party Claim and the 3G defendants' Counterclaims and Third-Party Claim.

#### **RESPONSE:**

3G objects to Request No. 1 to the extent that it seeks documents from 3G related to TCI's Counterclaims and Third-Party Claim. Subject to the foregoing and the General Objections, 3G responds that all documents relating to the 3G defendants' Counterclaims and Third-Party Claim are either CSX internal documents or public documents that are readily and equally available from sources in the public domain.

**REQUEST NO. 2.** All documents relating to defendants' "investment in CSX", "swap arrangements", "proxy solicitation", and "Schedule 13D", all as identified in defendants' Rule 26(a)(1) Initial Disclosures.

#### **RESPONSE:**

3G objects to Request No. 2 on the ground that it is duplicative of requests contained in Plaintiff CSX Corporation's First Request for Production of Documents dated March 19, 2008 (the "March 19 Requests").

**REQUEST NO. 3.** All documents relating to any relationship between or among any defendant and any other person or persons with which that defendant has had any communications or dealings relating to CSX, including but not limited to any of the swap counterparties identified in defendants' Schedule 14A.

#### **RESPONSE:**

3G objects to Request No. 3 on the ground that it is duplicative of requests contained the March 19 Requests.

Date: April 23, 2008

New York, New York

Respectfully submitted,

/s/ Andrew M. Genser

Peter Duffy Doyle Andrew M. Genser KIRKLAND & ELLIS LLP Citigroup Center 153 East 53rd Street New York, NY 10022 (212) 446-4800

Attorneys for Defendants 3G Capital Partners Ltd., 3G Capital Partners, L.P., 3G Fund, L.P. and Alexandre Behring 

## **EXHIBIT 7**

## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

THE CHILDREN'S INVESTMENT MASTER FUND,

Counterclaim and Third-Party Plaintiff,

v.

CSX CORPORATION AND MICHAEL WARD,

Counterclaim and Third-Party Defendants.

3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P. AND 3G FUND, L.P.

Counterclaim Plaintiffs,

v.

CSX CORPORATION AND MICHAEL WARD,

Counterclaim Defendants.

CSX CORPORATION,

Plaintiff,

v.

THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP, THE CHILDREN'S INVESTMENT FUND MANAGEMENT (CAYMAN) LTD., THE CHILDREN'S INVESTMENT MASTER FUND, 3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P., 3G FUND, L.P., CHRISTOPHER HOHN, SNEHAL AMIN AND ALEXANDRE BEHRING, A/K/A ALEXANDRE BEHRING COSTA,

Defendants.

**ECF** Case

08 Civ. 02764 (LAK) (KNF)

NOTICE OF DEPOSITION OF THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP, THE CHILDREN'S INVESTMENT FUND MANAGEMENT (CAYMAN) LTD., AND THE CHILDREN'S INVESTMENT MASTER FUND

# NOTICE OF DEPOSITION OF THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP, THE CHILDREN'S INVESTMENT FUND MANAGEMENT (CAYMAN) LTD., AND THE CHILDREN'S INVESTMENT MASTER FUND

PLEASE TAKE NOTICE that, pursuant to Rules 26 and 30(b)(6) of the Federal Rules of Civil Procedure, CSX Corporation ("CSX") will take the deposition in the above-captioned action of an authorized representative or representatives of defendant The Children's Investment Fund Management (UK) LLP, The Children's Investment Fund Management (Cayman) LTD., and The Children's Investment Master Fund on the subjects set forth in Schedule A.

The deposition shall be upon oral examination before an officer authorized by law to administer oaths and will take place at the offices of Cravath, Swaine & Moore LLP, 825 Eighth Avenue, New York, NY 10019, at 10:00 a.m. on April 28, 2008, or at such other time and location as may be agreed upon by counsel or ordered by the Court. The deposition will be recorded stenographically and videographically pursuant to Rule 30(b)(2) and will continue day to day until completed.

You are required to produce the witness at the time and place designated, and are invited to attend and cross-examine.

Dated: New York, New York April 9, 2008

CRAVATH, SWAINE & MOORE LLP,

Rory O. Millson Francis P. Barron David R. Marriott Members of the Firm

Page 4 of 9

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TO:

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Peter Duffy Doyle Andrew M. Genser Matthew F. Dexter KIRKLAND & ELLIS LLP Citigroup Center 153 East 53rd Street New York, NY 10022

Attorneys for Defendants 3G Capital Partners Ltd., 3G Capital Partners, L.P., 3G Fund, L.P. and Alexandre Behring

#### SCHEDULE A

#### **Subjects for Examination**

- 1. Any actual or proposed swap arrangement (or any other derivative instrument) that relates to CSX or any interest in or economic exposure to CSX or to CSX securities, including but not limited to:
  - (a) the swap arrangements identified in the Schedule 13D or Schedule 14A, including advice on the applicability or application of the federal securities laws to these swap arrangements;
  - (b) defendants' ability to receive CSX securities as a result of a swap arrangement;
  - any actual or proposed counterparty to a swap arrangement; (c)
  - (d) the voting of shares of CSX securities held by a counterparty to a swap arrangement, including (i) all communications with any actual or proposed counterparty concerning the voting of CSX shares and (ii) any policy that a counterparty or potential counterparty has with respect to the voting of shares held to hedge obligations under a swap arrangement; and
  - information relating to defendants' swap arrangements as identified in (e) defendants' Rule 26(a)(1) Initial Disclosures.
- 2. Any actual or potential contract, agreement, arrangement, understanding or relationship between or among any of you and any other person or persons that relates to CSX, including but not limited to:
  - nominees or potential nominees to CSX's board of directors, including all (a) efforts undertaken to identify and/or recruit any actual or potential nominee to CSX's board of directors;
  - (b) all communications with actual or potential nominees to CSX's board of directors;
  - (c) actual or potential coordination or cooperation between defendants and any other person or persons with respect to CSX, including with respect to (i) the voting of CSX securities; (ii) the past, present or future acquisition of CSX securities; (iii) actual or proposed proxy solicitation with respect to CSX; and (iv) actual or contemplated proposals to amend CSX's Amended and Restated Bylaws;
  - all communications with other persons about a relationship or potential (d) relationship with respect to CSX;

- advice on the applicability or application of the federal securities laws to (e) such relationships or potential relationships with respect to CSX; and
- the Schedule 14A, including information relating to defendants' proxy (f) solicitation as identified in defendants' Rule 26(a)(1) Initial Disclosures.
- 3. CSX, including but not limited to:
  - actual or proposed investments in CSX, including information relating to (a) defendants' investment in CSX as identified in defendants' Rule 26(a)(1) Initial Disclosures:
  - (b) the ownership of any interest in or economic exposure to CSX or to CSX securities;
  - (c) the source and amount of the funds or other consideration used (or to be used) in making purchases of CSX securities or interests therein or economic exposure thereto, and the transaction (and the names of the parties thereto) for any part of the purchase price represented by borrowed funds or otherwise obtained for the purpose of acquiring, holding or trading such security or interest or exposure;
  - (d) the number of shares of CSX beneficially owned by the defendants and their associates, and the number of shares concerning which the defendants (or their associates) have a right to acquire, directly or indirectly;
  - (e) any contracts, arrangements, or understandings with any person with respect to any securities of CSX, including but not limited to transfer of any securities, joint ventures, loan or option arrangements, puts or calls, guaranties against loss or guaranties of profits, division of losses or profits, or the giving or withholding of proxies;
  - (f) the purposes of your holding of an interest in CSX;
  - past, present or future plans or proposals to liquidate CSX, to sell its assets (g) to or merge it with any other persons, or to make any other major change in its business or corporate governance;
  - (h) communications with any person concerning CSX;
  - communications with the Securities and Exchange Commission about (i) CSX;
  - work performed by Bain, Deutsche Bank or any other investment advisor (j) for defendants with respect to CSX and all communications with Bain, Deutsche Bank or any other investment advisor relating to CSX; and

- (k) the Schedule 13D, including advice on the applicability or application of the federal securities laws to defendants' interests in CSX, and including information relating to defendants' Schedule 13D as identified in defendants' Rule 26(a)(1) Initial Disclosures.
- 4. Any relationship between or among any of you and any other person or persons with which you have had any communications or dealings relating to CSX, including but not limited to any of the swap counterparties identified in defendants' Schedule 14A.
- 5. With respect to The Children's Investment Master Fund's Counterclaims and Third-Party Claim, including but not limited to the TCI Proposal described in paragraph 81 of those Counterclaims and Third-Party Claim:
  - (a) the allegations in and the documents in support of the Counterclaims and Third-Party Claim; and
  - (b) defendants' possession, custody, control, and management of documents relating to (i) the Counterclaims and Third-Party Claim; and (ii) the categories of documents that defendants may use to support their defenses and counterclaims as identified in defendants' Rule 26(a)(1) Initial Disclosures.
- 6. With respect to defendants' Rule 26(a)(1) Initial Disclosures:
  - (a) defendants' "investment in CSX", "swap arrangements", "proxy solicitation", and "Schedule 13D", all as identified in defendants' Rule 26(a)(1) Initial Disclosures; and
  - (b) defendants' possession, custody, control, and management of documents relating to such matters as identified in defendants' Rule 26(a)(1) Initial Disclosures.
- 7. With respect to defendants' plans for CSX:
  - (a) the plans; and
  - (b) defendants' possession, custody, control, and management of documents relating to such plans.

#### **Definitions**

- 1. The term "CSX" means CSX Corporation, including its predecessors, successors, affiliates, subsidiaries, departments, units or divisions, and each of its directors, officers, agents, employees, attorneys, representatives, and any other person acting or purporting to act under its control or on its behalf.
- 2. The terms "defendant", "defendants", "you" and "your" refer to each of the defendants identified in the Complaint in the above-captioned matter and any of their agents, representatives or persons acting or purporting to act under their direction, supervision or control.
- 3. The term "person" as used herein shall mean, without limitation, a natural person, corporation, partnership, trust, association, joint venture, firm, tenancy-in-common, or other business enterprise or legal entity and includes both the singular and plural.
- 4. The terms "relate" and "relating to" means having any connection, association or concern with, or any relevance, relation, pertinence or applicability to, or any implication for or bearing upon the subject matter of the Document Request.
- 5. "Schedule 13D" means the Schedule 13D submitted on December 19, 2007 by the defendants to the SEC, dated December 18, 2007, along with any exhibits appended thereto.
- 6. "Schedule 14A" means the defendants' March 10, 2008 preliminary proxy statement on Schedule 14A, along with any exhibits appended thereto.
- 7. The term "swap arrangement" means any contract, agreement, arrangement or understanding between a swap holder and counterparty under which the swap holder and counterparty agree that, if there is a positive total return on a referenced security (i.e., appreciation in value plus any dividends or interest), the swap holder will be paid that amount upon settlement, and if there is a negative total return, the swap holder will owe that amount to the counterparty.

## **EXHIBIT 8**

#### UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK CSX CORPORATION, Plaintiff, V. THE CHILDREN'S INVESTMENT FUND 08 Civ. 02764 (LAK) (KNF) MANAGEMENT (UK) LLP, THE CHILDREN'S **ECF CASE** INVESTMENT FUND MANAGEMENT (CAYMAN) LTD., THE CHILDREN'S THE CHILDREN'S INVESTMENT INVESTMENT MASTER FUND, 3G CAPITAL FUND MANAGEMENT (UK) LLP. PARTNERS LTD., 3G CAPITAL PARTNERS, L.P.,: THE CHILDREN'S INVESTMENT 3G FUND, L.P., CHRISTOPHER HOHN, SNEHAL: FUND MANAGEMENT (CAYMAN) AMIN, AND ALEXANDRE BEHRING, A/K/A LTD., AND THE CHILDREN'S ALEXANDRE BEHRING COSTA. : INVESTMENT MASTER FUND RESPONSES AND OBJECTIONS TO Defendants. CSX CORPORATION'S NOTICE OF **DEPOSITION PURSUANT TO RULE** THE CHILDREN'S INVESTMENT MASTER 30(b)(6)FUND, Counterclaim and Third-Party Plaintiff, CSX CORPORATION AND MICHAEL J. WARD. : Counterclaim and Third-Party Defendants. 3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P. AND 3G FUND, L.P. Counterclaim Plaintiffs, v. CSX CORPORATION AND MICHAEL WARD. Counterclaim Defendants.:

Pursuant to Rules 26 and 30(b)(6) of the Federal Rules of Civil Procedure and the Local Civil Rules of the Southern District of New York, Defendants The Children's Investment Fund Management (UK) LLP, The Children's Investment Fund Management (Cayman) Ltd., and The Children's Investment Master Fund (collectively, "TCI"), by and through their undersigned counsel, Schulte Roth & Zabel LLP, hereby objects to Plaintiff CSX Corporation's Notice of Deposition of TCI dated April 9, 2008 (the "Notice").

#### **GENERAL OBJECTIONS**

- 1. TCI objects to the Notice to the extent it seeks to impose obligations upon it beyond those required or authorized by the Federal Rules of Civil Procedure or the Local Rules of the United States District Court for the Southern and Eastern Districts of New York.
- 2. TCI objects to the Notice to the extent that it fails to describe with reasonable particularity the matters on which examination is sought. TCI has made a good faith effort to designate the most knowledgeable witnesses to testify on the subject matters set forth in the Notice; however, TCI objects to being bound by the testimony of its designated witnesses with respect to topics that are not described with reasonable particularity in the Notice. Furthermore, TCI reserves the right to object to specific areas of questioning where the witness did not have sufficient notice of the subject matter to be able to prepare adequately.
- 3. TCI objects to the Notice on the ground that the "Subject Matters for Examination" are vague, ambiguous, and unduly burdensome and seeks information not known or reasonably available to the organization.
- 4. TCI objects to the Notice to the extent that the discovery sought is unreasonably cumulative or duplicative, or is obtainable from some other source that is more convenient, less burdensome, or less expensive.

- 5. TCI objects to the Notice because it is overly broad and burdensome and goes beyond the scope of the "limited expedited discovery" described in the Declaration of CSX's counsel filed with the Complaint on March 17, 2008. CSX's counsel declared that the discovery Plaintiff seeks is "narrowly drawn and targeted to support claims specifically alleged in the complaint."
- 6. TCI objects to the Notice to the extent that it calls for testimony that is protected by the attorney/client privilege, the work-product doctrine, or any other applicable privilege or immunity. To the extent that TCI identifies witnesses to testify on the matters set forth in the Notice, such identification shall not be deemed to be a waiver of any applicable privilege, immunity or similar protection.
- 7. This response is made without prejudice to TCI's right to supplement. modify or amend these Objections and Responses as appropriate and rely upon and produce evidence at trial or in any proceeding which may be held in this action.
- 8. The applicable foregoing General Objections are incorporated into each of TCI's specific objections that follow.

## SPECIFIC OBJECTIONS AND RESPONSES TO SUBJECTS FOR EXAMINATION Subject No. 1:

Any actual or proposed swap arrangement (or any other derivative instrument) that relates to CSX or any interest in or economic exposure to CSX or to CSX securities, including but not limited to:

- the swap arrangements identified in the Schedule 13D or Schedule 14A, including (a) advice on the applicability or application of the federal securities laws to these swap arrangements;
- (b) defendants' ability to receive CSX securities as a result of a swap arrangement;
- (c) any actual or proposed counterparty to a swap arrangement;

- (d) the voting of shares of CSX securities held by a counterparty to a swap arrangement, including (i) all communications with any actual or proposed counterparty concerning the voting of CSX shares and (ii) any policy that a counterparty or potential counterparty has with respect to the voting of shares held to hedge obligations under a swap arrangement; and
- (e) information relating to defendants' swap arrangements as identified in defendants' Rule 26(a)(1) Initial Disclosures.

#### Response to Subject No. 1:

TCI generally objects to Subject No. 1 on the ground that the subject matter is vague and ambiguous in its use of the term "proposed swap arrangement." TCI objects to subpart (a) of this Subject insofar as it would require a corporate representative to testify about information protected by the attorney-client privilege and/or work product doctrine. TCI objects to subpart (c) of this Subject insofar as the term "proposed counterparty to a swap agreement" is unclear and not defined. TCI objects to subpart (d) to the extent that the terms "proposed counterparty" and "potential counterparty" are unclear and not defined. Subject to, as limited by, and without waiving the foregoing general and specific objections, TCI designates Snehal Amin to testify on its behalf with respect to Subject No. 1.

#### Subject No. 2:

Any actual or potential contract, agreement, arrangement, understanding or relationship between or among any of you and any other person or persons that relates to CSX, including but not limited to:

- (a) nominees or potential nominees to CSX's board of directors, including all efforts undertaken to identify and/or recruit any actual or potential nominee to CSX's board of directors;
- (b) all communications with actual or potential nominees to CSX's board of directors:
- (c) actual or potential coordination or cooperation between defendants and any other person or persons with respect to CSX, including with respect to (i) the voting of CSX securities; (ii) the past, present or future acquisition of CSX securities; (iii) actual or proposed proxy solicitation with respect to CSX; and (iv) actual or contemplated proposals to amend CSX's Amended and Restated Bylaws;

- (d) all communications with other persons about a relationship or potential relationship with respect to CSX;
- (e) advice on the applicability or application of the federal securities laws to such relationships or potential relationships with respect to CSX; and
- (f) the Schedule 14A, including information relating to defendants' proxy solicitation as identified in defendants' Rule 26(a)(1) Initial Disclosures.

#### Response to Subject No. 2:

TCI objects to Subject No. 2 on the ground that the subject matter is vague and ambiguous in its use of the words "proposed" and "potential" in the preamble and in subparts (a) through (e). TCI objects to subpart (d) on the ground that this Subject is vague and ambiguous. TCI objects to subpart (e) of this Subject because it would require a corporate representative to testify about information protected by the attorney-client privilege and/or work product doctrine. Subject to, as limited by, and without waiving the foregoing general and specific objections, TCI designates Snehal Amin to testify on its behalf with respect to Subject No. 2.

#### Subject No. 3:

CSX, including but not limited to:

- (a) actual or proposed investments in CSX, including information relating to defendants' investment in CSX as identified in defendants' Rule 26(a)(1) Initial Disclosures;
- (b) the ownership of any interest in or economic exposure to CSX or to CSX securities;
- the source and amount of the funds or other consideration used (or to be used) in making purchases of CSX securities or interests therein or economic exposure thereto, and the transaction (and the names of the parties thereto) for any part of the purchase price represented by borrowed funds or otherwise obtained for the purpose of acquiring, holding or trading such security or interest or exposure;
- (d) the number of shares of CSX beneficially owned by the defendants and their associates, and the number of shares concerning which the defendants (or their associates) have a right to acquire, directly or indirectly;

- (e) any contracts, arrangements, or understandings with any person with respect to any securities of CSX, including but not limited to transfer of any securities, joint ventures, loan or option arrangements, puts or calls, guaranties against loss or guaranties of profits, division of losses or profits, or the giving or withholding of proxies;
- (f) the purposes of your holding of an interest in CSX;
- (g) past, present or future plans or proposals to liquidate CSX, to sell its assets to or merge it with any other persons, or to make any other major change in its business or corporate governance;
- (h) communications with any person concerning CSX;
- communications with the Securities and Exchange Commission about CSX; (i)
- (j) work performed by Bain, Deutsche Bank or any other investment advisor for defendants with respect to CSX and all communications with Bain, Deutsche Bank or any other investment advisor relating to CSX; and
- (k) the Schedule 13D, including advice on the applicability or application of the federal securities laws to defendants' interests in CSX, and including information relating to defendants' Schedule 13D as identified in defendants' Rule 26(a)(1) Initial Disclosures.

#### Response to Subject No. 3:

TCI objects to Subject No. 3 on the ground that the subject matter is overly broad and unduly burdensome, in that it seeks testimony about "CSX." TCI will limit their responses to Subject No. 3 to TCI's activities and communications known or reasonably available to TCI. TCI objects to subpart (a) on the ground that it is vague and ambiguous because the term "proposed investment" is unclear and not defined. TCI objects to subpart (d) on the ground that it is vague and ambiguous because the term "associates" is unclear and not defined. TCI objects to subpart (e) on the ground that it is cumulative and duplicative. TCI objects to subpart (g) on the ground that it is unduly burdensome because it fails to identify a relevant time period, and on the ground that it is not relevant to any claim in the complaint or the counterclaim. TCI objects to subpart (h) as overly broad because it would require a corporate representative to testify about "all communications with any person concerning CSX," regardless of whether the representative was a part of those communications. TCI objects to subpart (k) of this Subject to the extent it would require a corporate representative to testify about information protected by the attorney-client privilege and/or work product doctrine. Subject to, as limited by, and without waiving the foregoing general and specific objections, TCI designates Snehal Amin to testify on its behalf with respect to Subject No. 3.

#### Subject No. 4:

Any relationship between or among any of you and any other person or persons with which you have had any communications or dealings relating to CSX, including but not limited to any of the swap counterparties identified in defendants' Schedule 14A.

#### Response to Subject No. 4:

TCI objects to Subject No. 4 on the ground that the subject matter is overly broad, unduly burdensome, and unlikely to lead to the discovery of admissible evidence. TCI further objects to the phrase "[a]ny relationship" as it would require a corporate representative to testify about the scope, nature and extent of any relationship between anyone at TCI and any other person with whom TCI may have had "communications" or "dealings" concerning CSX. TCI will limit its responses to Subject No. 4 to TCI's activities and communications known or reasonably available to TCI with regard to CSX securities or swaps. Subject to, as limited by, and without waiving the foregoing general objections, TCI designates Snehal Amin to testify on its behalf with respect to Subject No. 4.

#### Subject No. 5:

With respect to The Children's Investment Master Fund's Counterclaims and Third-Party Claim, including but not limited to the TCI Proposal described in paragraph 81 of those Counterclaims and Third-Party Claim:

(a) the allegations in and the documents in support of the Counterclaims and Third-Party Claim; and

(b) defendants' possession, custody, control, and management of documents relating to (i) the Counterclaims and Third-Party Claim; and (ii) the categories of documents that defendants may use to support their defenses and counterclaims as identified in defendants' Rule 26(a)(1) Initial Disclosures.

#### Response to Subject No. 5:

TCI objects to this Subject because it would require a corporate representative to testify about information protected by the attorney-client privilege and/or work product doctrine. Subject to, as limited by, and without waiving the foregoing general objections, TCI designates Snehal Amin to testify on its behalf with respect to Subject No. 5.

#### Subject No. 6:

With respect to defendants' Rule 26(a)(1) Initial Disclosures:

- (a) defendants' "investment in CSX", "swap arrangements", "proxy solicitation", and "Schedule 13D", all as identified in defendants' Rule 26(a)(1) Initial Disclosures; and
- (b) defendants' possession, custody, control, and management of documents relating to such matters as identified in defendants' Rule 26(a)(1) Initial Disclosures.

#### Response to Subject No. 6:

Subject to, as limited by, and without waiving the foregoing general objections, TCI designates Snehal Amin to testify on its behalf with respect to Subject No. 6.

#### Subject No. 7:

With respect to defendants' plans for CSX:

- (a) the plans; and
- (b) defendants' possession, custody, control, and management of documents relating to such plans.

#### Response to Subject No. 7:

TCI will limit its response to plans created after August 1, 2006 or before December 12, 2007 and any plans created after December 12, 2007 that require disclosure pursuant to Rules 13(d) or 14(a). Subject to, as limited by, and without waiving the foregoing general objections, TCI designates Snehal Amin to testify on its behalf with respect to Subject No.7.

#### SCHULTE ROTH & ZABEL LLP

By

Howard O. Godnick Michael E. Swartz Yocheved Cohen 919 Third Avenue

New York, New York 10022

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Attorneys for Defendants The Children's Investment Fund Management (UK) LLP, The Children's Investment Fund Management (Cayman) Ltd., The Children's Investment Master Fund, Christopher Hohn and Snehal Amin

## **EXHIBIT 9**

#### UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

CSX CORPORATION,

Plaintiff,

v.

THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP, THE CHILDREN'S INVESTMENT FUND MANAGEMENT (CAYMAN) LTD., THE CHILDREN'S INVESTMENT MASTER FUND, 3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P., 3G FUND, L.P., CHRISTOPHER HOHN, SNEHAL AMIN AND ALEXANDRE BEHRING, A/K/A ALEXANDRE BEHRING COSTA,

Defendants.

3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P. AND 3G FUND, L.P.

Counterclaim Plaintiffs,

v.

CSX CORPORATION AND MICHAEL WARD,

Counterclaim Defendants.

THE CHILDREN'S INVESTMENT MASTER FUND,

> Counterclaim and Third-Party Plaintiff,

v.

CSX CORPORATION AND MICHAEL WARD,

Counterclaim and Third-Party Defendants. **ECF** Case

08 Civ. 02764 (LAK) (KNF)

NOTICE OF SUBPOENA FOR PRODUCTION OF DOCUMENTS AND FOR DEPOSITION PURSUANT **TO RULE 30(b)(6) OF D.F. KING &** CO., INC.

#### NOTICE OF SUBPOENA FOR PRODUCTION OF DOCUMENTS AND FOR DEPOSITION PURSUANT TO RULE 30(b)(6) OF D.F. KING & CO., INC.

PLEASE TAKE NOTICE that, pursuant to Rules 30 and 45 of the Federal Rules of Civil Procedure and the Local Civil Rules of the Southern District of New York, plaintiff CSX Corporation, by its counsel Cravath, Swaine & Moore LLP, will serve a subpoena in the form attached hereto, and will take the deposition of D.F. King & Co., Inc. at the offices of Cravath, Swaine & Moore LLP, 825 Eighth Avenue, New York, NY 10019, at 10:00 a.m. on May 1, 2008, or at such other time and location as may be agreed upon by counsel or ordered by the Court.

The deposition shall be upon oral examination before an officer authorized by law to administer oaths. The deposition will be recorded stenographically and videographically pursuant to Rule 30(b)(2) and will continue day to day until completed.

Pursuant to Rule 30(b)(6), D.F. King & Co., Inc. shall designate one or more of its officers, directors, managing agents or other persons to testify on its behalf under oath regarding the subjects set forth in Schedule A to the attached subpoena.

You are required to produce the witness at the time and place designated, and are invited to attend and cross-examine.

Dated: New York, New York April 18, 2008

CRAVATH, SWAINE & MOORE LLP,

Rory O. Millson
Francis P. Barron
David R. Marriott
Members of the Firm

Attorneys for Plaintiff 825 Eighth Avenue New York, NY 10019 (212) 474-1000

RMillson@cravath.com FBarron@cravath.com DMarriott@cravath.com

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FRIEDMAN KAPLAN SEILER & ADELMAN LLP
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Paul J. Fishman
1633 Broadway
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Attorneys for Plaintiff CSX

TO:

Howard O. Godnick Yocheved Cohen SCHULTE ROTH & ZABEL LLP 919 Third Avenue New York, NY 10022

Attorneys for The Children's Investment Fund Management (UK) LLP, The Children's Investment Fund Management (Cayman) LTD., The Children's Investment Master Fund, Christopher Hohn, and Snehal Amin

Peter Duffy Doyle Andrew M. Genser Matthew F. Dexter KIRKLAND & ELLIS LLP Citigroup Center 153 East 53rd Street New York, NY 10022

Attorneys for Defendants 3G Capital Partners Ltd., 3G Capital Partners, L.P., 3G Fund, L.P. and Alexandre Behring

# Issued by the UNITED STATES DISTRICT COURT

#### SOUTHERN DISTRICT OF NEW YORK

CSX CORPORATION,	Plaintiff, SUBPOENA IN A CIVIL CASE			IL CASE
V.	•	CASE NUMBER <sup>1</sup> : 08 CV 02764 (LAK) (KNF)		
THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP, ET AL.,  De To: D.F. KING & CO., INC.	efendants.			
48 Wall Street, 22nd Floor New York, N.Y. 10005				
YOU ARE COMMANDED to appear in the United States District Court at the place, date, and time specified below to testify in the above case.				
PLACE OF TESTIMONY			COURTROOM	
			DATE AND TIME	
YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.  SEE SCHEDULE A				
PLACE OF DEPOSITION Cravath, Swaine & Moore LLP 825 Eighth Avenue, New York NY 10019	)		May 1, 2008	10:00 am
YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date and time specified below (list documents or objects):  SEE SCHEDULE B				
Cravath, Swaine & Moore LLP 825 Eighth Avenue, New York NY 10019	)		DATE AND TIME April 28, 2008	3 10:00 am
☐ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.				
PREMISES			DATE AND TIME	
Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).				
ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTOR	RNEY FOR PLAINT! Attorney 1			April 18, 2008
ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER  David R. Marriott  Cravath, Swaine & Moore LLP				
825 Eighth Avenue, New York NY 10019 (212) 474-1000				
(See Federal Rules of Civil Procedure 45 (c), (d), and (e), on next page)				

<sup>&</sup>lt;sup>1</sup> If action is pending in district other than district of issuance, state district under case number.

		PROOF OF SERVICE
	DATE	PLACE
SERVED		
SERVED ON (PRINT NAME)		MANNER OF SERVICE
SERVED BY (PRINT NAME)		TITLE
-		DECLARATION OF SERVER
	er penalty of perjury under Proof of Service is true and	the laws of the United States of America that the foregoing information correct.
Executed on		
	DATE	SIGNATURE OF SERVER
		ADDRESS OF SERVER

### Federal Rule of Civil Procedure 45 (c), (d), and (e), as amended on December 1, 2007:

- (c) PROTECTING A PERSON SUBJECT TO A SUBPOENA.
- (1) Avoiding Undue Burden or Expense; Sanctions. A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The issuing court must enforce this duty and impose an appropriate sanction — which may include lost earnings and reasonable attorney's fees — on a party or attorney who fails to comply.
  - (2) Command to Produce Materials or Permit Inspection.
- (A) Appearance Not Required. A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.
- (B) Objections. A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing or sampling any or all of the materials or to inspecting the premises —or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:
  - (i) At any time, on notice to the commanded person, the serving party may move the issuing court for an order compelling production or inspection.
  - (ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.
  - (3) Quashing or Modifying a Subpoena.
- (A) When Required. On timely motion, the issuing court must quash or modify a subpoena that:
  - (i) fails to allow a reasonable time to comply;
  - (ii) requires a person who is neither a party nor a party's officer to travel more than 100 miles from where that person resides, is employed, or regularly transacts business in person except that, subject to Rule 45(c)(3)(B)(iii), the person may be commanded to attend a trial by traveling from any such place within the state where the trial is held:
  - (iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or
    - (iv) subjects a person to undue burden.
- (B) When Permitted. To protect a person subject to or affected by a subpoena, the issuing court may, on motion, quash or modify the subpoena if it requires:
  - (i) disclosing a trade secret or other confidential research, development, or commercial information:
  - (ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party; or
  - (iii) a person who is neither a party nor a party's officer to incur substantial expense to travel more than 100 miles to attend trial
- (C) Specifying Conditions as an Alternative. In the circumstances described in Rule 45(c)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:
  - (i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and
    - (ii) ensures that the subpoenaed person will be reasonably compensated.

- (d) DUTIES IN RESPONDING TO A SUBPOENA.
- (1) Producing Documents or Electronically Stored Information. These procedures apply to producing documents or electronically stored information:
- (A) Documents. A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.
- (B) Form for Producing Electronically Stored Information Not Specified. If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.
- (C) Electronically Stored Information Produced in Only One Form. The person responding need not produce the same electronically stored information in more than one form.
- (D) Inaccessible Electronically Stored Information. The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost, On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost, If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.
  - (2) Claiming Privilege or Protection,
- (A) Information Withheld. A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:
  - (i) expressly make the claim; and
  - (ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.
- (B) Information Produced. If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information to the court under seal for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.
- (e) CONTEMPT. The issuing court may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena. A nonparty's failure to obey must be excused if the subpoena purports to require the nonparty to attend or produce at a place outside the limits of Rule 45(C)(3)(A)(II).

### **SCHEDULE A**

## **Subjects for Examination**

Pursuant to Rule 30(b)(6), your designee(s) shall testify on its behalf under

## oath on the following subjects

- 1. The ownership of CSX, including but not limited to any enumeration of the shareholders of CSX, any enumeration of the types of shareholders of CSX, any analysis of the ownership of CSX, any and all methods of calculating the ownership of CSX, any type of ownership of CSX (including beneficial ownership), and how swaps and/or other derivative instruments were treated for purposes of calculating the ownership of CSX.
- Any communications referring or relating to the ownership of CSX, including but 2. not limited to any enumeration of the shareholders of CSX, any enumeration of the types of shareholders of CSX, any analysis of the ownership of CSX, any and all methods of calculating the ownership of CSX, any type of ownership of CSX (including beneficial ownership), and how swaps and/or derivative instruments were treated for purposes of calculating the ownership of CSX.
- 3. The voting rights of the shareholders of CSX.
- 4. The voting power (which includes the power to vote, or to direct the voting) or investment power (which includes the power to dispose, or to direct the disposition) of any swaps or other derivative instruments that reference the equity of CSX.
- 5. All written agreements, understandings and arrangements between you and defendants.
- 6. Defendants' retention of you.
- 7. The relationship between you and defendants.
- 8. Efforts undertaken to locate and produce documents responsive to the requests set forth in Schedule B.

### **Definitions**

- 1. The term "CSX" means CSX Corporation, including its predecessors, successors, affiliates, subsidiaries, departments, units or divisions, and each of its directors, officers, agents, employees, attorneys, representatives, and any other person acting or purporting to act under its control or on its behalf.
- 2. The terms "defendant" or "defendants" refer to each of the defendants identified in the Complaint in the above-captioned matter and any of their agents,

- representatives or persons acting or purporting to act under their direction, supervision or control.
- The terms "you" and "your" mean D.F. King & Co., Inc., including its 3. predecessors, successors, affiliates, subsidiaries, departments, units or divisions, and each of its directors, officers, agents, employees, attorneys, representatives, and any other person acting or purporting to act under its control or on its behalf.
- 4. The terms "relate" and "relating to" means having any connection, association or concern with, or any relevance, relation, pertinence or applicability to, or any implication for or bearing upon the subject matter of the Subject for Examination.

### **SCHEDULE B**

## **Document Requests**

Each of the document requests herein is to be read in accordance with the

definitions and instructions that follow.

- 1. All documents referring or relating to the ownership of CSX, including but not limited to any enumeration of the shareholders of CSX, any enumeration of the types of shareholders of CSX, any analysis of the ownership of CSX, any and all methods of calculating the ownership of CSX, any type of ownership of CSX (including beneficial ownership), and how swaps and/or other derivative instruments were treated for purposes of calculating the ownership of CSX.
- 2. All documents, including any notes, concerning any communications referring or relating to the ownership of CSX, including but not limited to any enumeration of the shareholders of CSX, any enumeration of the types of shareholders of CSX, any analysis of the ownership of CSX, any and all methods of calculating the ownership of CSX, any type of ownership of CSX (including beneficial ownership), and how swaps and/or derivative instruments were treated for purpose of calculating the ownership of CSX.
- 3. All documents referring or relating to the voting rights of the shareholders of CSX.
- All documents referring or relating to any voting power (which includes the 4. power to vote, or to direct the voting) or investment power (which includes the power to dispose, or to direct the disposition) of any swaps or other derivative instruments that reference the equity of CSX.
- 5. All written agreements with defendants.
- 6. All documents related to defendants' retention of you.

#### **Definitions**

- 1. The term "CSX" means CSX Corporation, including its predecessors, successors, affiliates, subsidiaries, departments, units or divisions, and each of its directors, officers, agents, employees, attorneys, representatives, and any other person acting or purporting to act under its control or on its behalf.
- 2. The terms "defendant" or "defendants" refer to each of the defendants identified in the Complaint in the above-captioned matter and any of their agents, representatives or persons acting or purporting to act under their direction, supervision or control.

- 3. The terms "you" and "your" mean D.F. King & Co., Inc., including its predecessors, successors, affiliates, subsidiaries, departments, units or divisions, and each of its directors, officers, agents, employees, attorneys, representatives, and any other person acting or purporting to act under its control or on its behalf.
- 4. The terms "relate" and "relating to" means having any connection, association or concern with, or any relevance, relation, pertinence or applicability to, or any implication for or bearing upon the subject matter of the Document Request.

### **Instructions**

- 1. Unless otherwise specified, these requests seek documents and electronicallystored information created between August 1, 2006 and the present.
- 2. Each document request shall be construed independently and not with reference to any other document request for the purpose of limitation or exclusion.
- 3. If you object to any document request, please state with specificity the grounds for each such objection.
- 4. Whenever necessary to bring within the scope of any document request documents that might otherwise be construed to be outside the scope: (a) the use of any verb in any tense shall be construed as the use of that verb in all other tenses, and (b) the use of a word in its singular form shall be deemed to include within its use the plural form and vice versa.
- 5. All document requests should be construed to include responsive documents from all sources wherever located without limitation.
- 6. Each responsive document shall be produced in its entirety. If an identical copy appears in more than one person's files, each of the copies shall be so produced.
- 7. Documents are to be clearly designated so as to reflect their owner and/or custodian and the location from where they were produced.
- 8. If there are no documents responsive to any of the document requests above, please provide a written response so stating.

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK	
CSX CORPORATION,  Plaintiff,	: : : : : : : : : : : : : : : : : : :
- against —	:
THE CHILDREN'S INVESTMENT FUND MANAGEMENT (UK) LLP, THE CHILDREN'S INVESTMENT FUND MANAGEMENT (CAYMAN) LTD., THE CHILDREN'S INVESTMENT MASTER FUND, 3G CAPITAL PARTNERS LTD., 3G CAPITAL PARTNERS, L.P., 3G FUND, L.P., CHRISTOPHER HOHN, SNEHAL AMIN and ALEXANDRE BEHRING a/k/a ALEXANDRE BEHRING COSTA,	Index No. 603570/06 (LAK) (KNF)
Defendants.	:

# RESPONSES AND OBJECTIONS BY NON-PARTY D.F. KING & CO., INC. TO PLAINTIFF'S SUBPOENA

Non-party D.F. King & Co., Inc. ("D.F. King") hereby responds and objects to the Subpoena dated April 18, 2008 (the "Subpoena"), including the request for documents and a Rule 30(b)(6) deposition, by plaintiff CSX Corporation (the "Plaintiff"), as follows:

### **GENERAL OBJECTIONS**

- A. D.F. King objects to the Subpoena to the extent that it seeks documents or information not relevant, material or reasonably calculated to lead to the discovery of evidence which is relevant or material to the subject matter of this action; is overly broad, vague or ambiguous; imposes an unreasonable and undue burden and expense on D.F. King; and/or seeks to require documents or information or to impose any obligations beyond those permitted by the Federal Rules of Civil Procedure or the local rules of this Court.
- B. D.F. King objects to the Subpoena to the extent that it seeks documents or information of a proprietary, confidential, strategic, trade secret, sensitive or financial nature, and/or

to the extent that it seeks documents or information containing confidential proxy strategy or advice relating to the proxy contest that is the subject of this action.

- C. D.F. King objects to the Subpoena to the extent that it seeks documents or information prepared in anticipation of litigation, protected by the attorney-client privilege, the attorney work-product doctrine or any other applicable privilege or doctrine. The disclosure by D.F. King of any such protected documents or information is inadvertent and is not intended to waive any applicable privileges or protections.
- D. D.F. King objects to the Subpoena to the extent that it seeks documents or information now in the possession of or equally accessible to the Plaintiff, or documents or information in the public domain.
- E. D.F. King objects to the Subpoena to the extent that it seeks documents or information between August 1, 2006 and the present, on the grounds that such time period is unreasonable and overly broad.
  - F. D.F. King objects to the Subpoena to the extent that it seeks duplicative information.
- G. D.F. King objects to the Subpoena to the extent that it implies the existence of documents, facts or circumstances that do not or did not exist.
- H. D.F. King objects to the definitions of "you" and "your" in the Subpoena, on the ground that they are unduly broad.
- I. D.F. King objects to the Subpoena to the extent that D.F. King is not in possession of the requested documents or information.

- J. D.F. King objects to the Subpoena to the extent that it calls for a Rule 30(b)(6) deposition, on the ground that such deposition is duplicative of the documents sought herein and received by Plaintiff.
- K. All documents produced by D.F. King are hereby designated as "Confidential" pursuant to the Stipulation and Protective Order dated March 31, 2008.
- L. D.F. King's responses and deposition testimony shall not constitute a waiver of any of the general or specific objections set forth herein.
- M. D.F. King reserves the right to revise, correct, supplement or clarify these responses and objections and to interpose additional objections at any time.

# SPECIFIC RESPONSES AND OBJECTIONS TO DOCUMENT REQUESTS

Subject to and without waiver of the foregoing objections, D.F. King will produce non-privileged, non-objectionable documents that are responsive to requests 1 through 6, if any.

Dated: May 2, 2008

KLEINBERG, KAPLAN, WOLFF & COHEN, P.C.

By: \_\_\_\_\_\_ David Parker

Marc R. Rosen

551 Fifth Avenue, 18th Floor New York, New York 10176

Telephone: (212) 986-6000 Facsimile: (212) 986-8866

Email: <u>DParker@KKWC.com</u> (David Parker) Email: <u>Mrosen@KKWC.com</u> (Marc R. Rosen)

Attorneys for Non-Party **D.F. KING & CO., INC.** 

	0001	
1		UNITED STATES DISTRICT COURT
2		SOUTHERN DISTRICT OF NEW YORK
3		
		x
4		CSX CORPORATION,
		Plaintiff, :
5		vs.
		THE CHILDREN'S INVESTMENT FUND:
6		MANAGEMENT (UK) LLP, THE
		CHILDREN'S INVESTMENT FUND :
7		MANAGEMENT (CAYMAN) LTD., THE
		CHILDREN'S INVESTMENT MASTER : Case No.
8		FUND, 3G CAPITAL PARTNERS
		LTD., 3G CAPITAL PARTNERS, : 08 CV 02764
9		L.P.; 3G FUND, L.P.;
		CHRISTOPHER HOHN; SNEHAL AMIN;:
10		and ALEXANDRE BEHRING, a/k/a
		ALEXANDRE BEHRING COSTA, :
11		Defendants.
		x
12		
		May 7, 2008
13		10:36 a.m.
14		
15		HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY
16		30(b)(6) Deposition of PETER C. HARKINS,
17		held at the offices of Cravath, Swaine & Moore
18		LLP, 825 Eighth Avenue, New York, New York,
19		before Frank J. Bas, a Registered Professional
20		Reporter and Notary Public of the State of New
21		York.
22		
23		
24		
25		

6/4/2008 10:38 AM

1	PETER HARKINS - HIGHLY CONFIDENTIAL ATTORNEYS' EYES ONLY
2	
3	(Time noted: 11:39 a.m.)
4	MR. PARKER: Back on the record. I
5	would like the record to reflect that I did
6	not speak with the witness at all while we
7	were off the record. I think the way I
8	stated the instruction before is correct,
9	and I will just restate it. That
10	communications with TCI that we will
11	permit Mr. Harkins to testify about
12	communications with TCI when Schulte is not
13	present. Although we take the position
14	that those conversations are privileged,
15	you disagree, and we're going to let him
16	testify, subject to the agreement that was
17	reached earlier about nonwaiver if it is
18	privileged.
19	Similarly, conversations that
20	D.F. King had with Schulte, where TCI was
21	not present, would fall under the same
22	category. We consider them privileged, you
23	don't. We're going to let him testify
24	about them.
25	I will say for the most part I

6/4/2008 10:03 AM 38

1	PETER HARKINS - HIGHLY CONFIDENTIAL ATTORNEYS' EYES ONLY
2	could conceive of questions you might ask
3	that we wouldn't but for the most part,
4	we're going to let him answer those
5	questions, again, subject to the agreement
6	we reached earlier about nonwaiver.
7	Communications between Schulte and
8	TCI, however, are another matter. Those
9	are privileged, and it is our view that
10	Mr. Harkins' presence at those
11	conversations does not make those
12	conversations not privileged. So I will
13	not let him answer questions about
14	conversations where both TCI and Schulte
15	were present.
16	MS. SELB: So for any conversations
17	where both TCI and Schulte were present,
18	there is a blanket instruction not to
19	answer?
20	MR. PARKER: I won't say it's a
21	blanket instruction not to answer. If you
22	can demonstrate that there were some other
23	non-privileged person there or it's been
24	otherwise waived in some other way, or for
25	some other reason is not privileged, then

6/4/2008 10:03 AM 39

1	PETER HARKINS - HIGHLY CONFIDENTIAL ATTORNEYS' EYES ONLY
2	then we'll consider it.
3	But I would say that a conversation
4	between Schulte and TCI is presumptively
5	privileged until we figure out otherwise.
6	Presumptively privileged. And we will not
7	permit him to answer unless otherwise
8	described.
9	MS. SELB: Okay.
10	MR. PARKER: Even subject to the
11	waiver that was to the nonwaiver
12	agreement we reached earlier.
13	BY MS. SELB:
14	Q. Mr. Harkins, you testified that ISS
15	was one of the proxy advisory firms that
16	D.F. King believed would be willing to endorse a
17	short slate. Do you remember that?
18	A. Yes.
19	Q. Did D.F. King ever communicate that
20	belief to TCI, without TCI's attorneys present?
21	A. Would you read that question,
22	please?
23	(The reporter read back as follows:)
24	"Question: Did D.F. King ever
25	communicate that belief to TCI, without

6/4/2008 10:03 AM 40

Rory Millson/NY/Cravath 04/28/2008 02:09 PM

To "Godnick, Howard" < Howard. Godnick@srz.com>

cc "Peter Doyle" <pdoyle@kirkland.com>, Frank Barron/NYC/Cravath, "David Marriott" <dmarriott@cravath.com>, "Lillian Grossbard" <lgrossbard@cravath.com>

bcc

Subject Re: CSX v. TCI

History:

This message has been forwarded.

Thanks. Anyone from 3g?

---- Original Message ----

From: "Godnick, Howard" [Howard.Godnick@srz.com]

Sent: 04/28/2008 01:59 PM AST

To: Rory Millson

Cc: "Peter Doyle" <pdoyle@kirkland.com>

Subject: CSX v. TCI

Rory

The TCI Defendants designate Marc Weingarten of SRZ as a witness we intend to call with respect to CSX's "group" claims. I will follow-up with proposed deposition dates.

Best regards,

#### Howard O. Godnick

Partner
Schulte Roth & Zabel LLP
919 Third Avenue
New York, New York 10022
212.756.2220
212.756.2599 (fax)
howard.godnick@srz.com

\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*

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\_\_\_\_\_\_

Rory Millson/NY/Cravath 04/29/2008 07:03 AM

To "Godnick, Howard" < Howard.Godnick@srz.com>

cc "Peter Doyle" <pdoyle@kirkland.com>, Frank Barron/NYC/Cravath, "David Marriott" <dmarriott@cravath.com>, "Lillian Grossbard" <lgrossbard@cravath.com>

bcc

Subject Re: CSX v. TCI

History:

This message has been forwarded.

Letters I can do without. And I only recall two cases in thirty years where I have been involved motions to compel. Pick a time on wednesday and I am yours. I can get a dial in number. Let me know when is good. The topics that I remember are 1 my proposal to deal with the. swap information. A very modest proposal., as swift my say. 2. My source log proposal. Which I think is also a nobrainer. 3. Your privilege logs, although I do not think that the whole gang need be on for that. 4 the extent of the waiver flowing from your putting your partner forward as a rebuttal fact witness. 5. An "agreement" on what the open items from your production are, with cllsure on what is going to happen. 6. Your suggestion on what to do about the fact that you have scheduled behring and amin on the sme day. 7 whatever I have forgotten. I understand that your agenda is as follows. 1 the homestead documents. 2 the reverse of my number 5 above 3. Anything else that you want to bring up. But please let me know in advance. I will even prepare and agenda with boxes if that would at least lighten the tension. Have a safe trip back. We miss you.

---- Original Message -----

From: "Godnick, Howard" [Howard.Godnick@srz.com]

Sent: 04/29/2008 04:20 AM AST

To: Rory Millson

Cc: "Peter Doyle" <pdoyle@kirkland.com>

Subject: CSX v. TCI

#### Rory

Two more attempts to engage you in a telephonic "meet and confer" have been ignored by you, Frank, or Lillian (the most recent being yesterday, when my "younger colleague" called both Frank and Lillian). I am beginning to think you are more interested in writing letters than resolving issues.

I will try once more - Please let me know when you are available on Wednesday (as you know, I am traveling today).

Best regards,

### Howard O. Godnick

Partner
Schulte Roth & Zabel LLP
919 Third Avenue
New York, New York 10022
212.756.2220
212.756.2599 (fax)
howard.godnick@srz.com

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\_\_\_\_\_\_



"Godnick, Howard" <Howard.Godnick@srz.com> 05/06/2008 04:24 PM

To "Rory Millson" <RMillson@cravath.com>

CC DMarriott@cravath.com, LGrossbard@cravath.com, "Swartz, Michael" <Michael.Swartz@srz.com>, "Frank Barron" <FBarron@cravath.com>

bcc

Subject RE: CSX v. TCI

History:

This message has been forwarded.

We are withdrawing Weingarten because of the privilege concerns you raised.

#### Howard O. Godnick

Partner
Schulte Roth & Zabel LLP
919 Third Avenue
New York, New York 10022
212.756.2220 | 212.593.5955 fax
howard.godnick@srz.com

**From:** Rory Millson [mailto:RMillson@cravath.com]

**Sent:** Tuesday, May 06, 2008 4:23 PM

To: Godnick, Howard

Cc: DMarriott@cravath.com; LGrossbard@cravath.com; Swartz, Michael; Frank Barron

Subject: RE: CSX v. TCI

frank reminds me. I have cleared several daysto prepare for weingarten. I have my where is waldo? hat. what day?

"Godnick, Howard" <Howard.Godnick@srz.com>

05/06/2008 11:24 AM

To RMillson@cravath.com

cc DMarriott@cravath.com, LGrossbard@cravath.com, "Swartz, Michael"

<Michael.Swartz@srz.com>

Subje RE: CSX v. TCI

ct

Surely you are distracted and annoyed by the fact that the kids are more interested in the beautiful day outside than the subject matter of your lecture. So let me try to refocus you:

1. You had noticed the depositions of the counterparties, in addition to identifying them as trial witnesses. "They're coming, they're coming," was the refrain we kept hearing back when we asked "when?". But now we find ourselves on the backend of fact discovery with your representations (or those of your colleagues) ringing hollow. Am I to take from this that you are not going to call the counterparties at trial? Your

answer will help determine whether we now have to take their depositions. (the kid in back is shooting spitballs - duck)

- 2. Since I know that you are not a gamesmanship sort of guy and, thus, are not writing for the purpose of creating a record, let me address your belief that we "delayed" getting you financial information. Wrong. And now that I've addressed it, let me tell you what's going on. The bank holiday is over Long Live the Queen and we expect to get the information later today, at which point I will release your hostages based on your representation that you will release mine by tomorrow. Agreed? (the little girl up front has a crush on you).
- 3. You have asked about our rebuttal experts, so true. If and when we decide to narrow our list, you will be the first to know at least, the first at Cravath. (boy in third row curly hair sleeping).
- 4. Evercore/Morgan Stanley stip. My fault. I had not seen it because it came in hardcopy. Assumed it was a delivery of yet more responsive documents. We are looking at it closely today. (check your fly always good advice take it from me; I've stood on many a stage not realizing it was open; but then again, I also played Alan in Equus no fly; no clothing ... of course, my costume fit better in those days).
- 5. Yes, we have to start thinking about this. May 14 is the due date.
- 6. Have not forgotten Amin 12. I'll get back to you on that later.

#### Howard O. Godnick

Partner
Schulte Roth & Zabel LLP
919 Third Avenue
New York, New York 10022
212.756.2220 | 212.593.5955 fax
howard.godnick@srz.com

**From:** RMillson@cravath.com [mailto:RMillson@cravath.com]

**Sent:** Tuesday, May 06, 2008 11:12 AM

**To:** Godnick, Howard

Cc: DMarriott@cravath.com; LGrossbard@cravath.com; Swartz, Michael

**Subject:** Re: CSX v. TCI

The center will not hold. There are some issues that I would like you to reflect on and perhaps even solve while I am teaching 11th graders. 1. You asked for permission to go to 13 depositions some while ago. So you obviously delayed to take the 12th and 13th depositions. Until after the agreed to end of fact discovery. That date was the predicate for our may 8 expert report. 2. You have delayed giving us the data on tei's relationships with investment backs. The may 8 expert date was predicated on your giving me what is mine in a timely fashion. 3. You have not repsonded to my query on which rebuttal expert(s) are still on your list. Please let me know which ones. Also remind me of the day that we are getting the report(s) and provide dates for their depositions after the receipt of those reports. 4. I have not noticed your response to the evercore/ morgan stanley stip. 5. We have to start thinking of the pto. We are going to designate from the depositions of defendants and evercore. Presumably you are designating from our deponents and some of the other depositions that you toolk. When do you want to exchange designations so that

counter designations can be done? And when do you want to excahnge lists of proposed exhibits? 6. What have I forgotten, other than amin 12, which you have told me that you will not forget?

---- Original Message -----

From: "Godnick, Howard" [Howard.Godnick@srz.com]

**Sent:** 05/05/2008 06:26 PM AST

To: Rory Millson

Cc: David Marriott; Lillian Grossbard; "Swartz, Michael" < Michael.Swartz@srz.com>

Subject: RE: CSX v. TCI

You scoff in the face of a UK bank holiday, do you????

I need to have Snehal get back to me about the context in which he was communicating with Jacobs. I have not forgotten about you ... how could I?

#### Howard O. Godnick

Partner
Schulte Roth & Zabel LLP
919 Third Avenue
New York, New York 10022
212.756.2220 | 212.593.5955 fax
howard.godnick@srz.com

**From:** Rory Millson [mailto:RMillson@cravath.com]

Sent: Monday, May 05, 2008 6:10 PM

To: Godnick, Howard

Cc: David Marriott; Lillian Grossbard; Swartz, Michael

Subject: RE: CSX v. TCI

and what is the answer as to whether I have to file on wednesday to get amin's notes back? thanks.

"Godnick, Howard" <Howard.Godnick@srz.com>

05/05/2008 08:59 AM

To "Rory Millson" <RMillson@cravath.com>

cc "Swartz, Michael" < Michael. Swartz@srz.com >, "David Marriott"

<dmarriott@cravath.com>, "Lillian Grossbard" <lgrossbard@cravath.com>

Subj RE: CSX v. TCI

ect

Given the lasting impressions you no doubt made and left during your years in the UK, perhaps you have standing to write a strongly worded letter to the Queen, requesting that the bank holiday be cancelled and ordering everyone back to work. Short of that, we're stuck with the situation. We did put the issue to the client as soon as we got your letter hoping that we would be in a position for the hostage exchange tonite. Unfortunately for the hostages, it will be at least one more night and day of gruel.

#### Howard O. Godnick

Partner Schulte Roth & Zabel LLP 919 Third Avenue New York, New York 10022 212.756.2220 | 212.593.5955 fax howard.godnick@srz.com

**From:** Rory Millson [mailto:RMillson@cravath.com]

Sent: Monday, May 05, 2008 8:56 AM

To: Godnick, Howard

Cc: Swartz, Michael; David Marriott; Lillian Grossbard

Subject: Re: CSX v. TCI

not good. my colleagues will feel that I have let them down. they will quote some millsonism about excuses (cats and homework) peace.

"Godnick, Howard" < Howard. Godnick@srz.com>

To RMillson@cravath.com

05/05/2008 08:30 AM

CC "Swartz, Michael" < Michael. Swartz@srz.com> Subject CSX v. TCI

UK bank holiday today. Won't be in a position to exchange "hostages" on the fees paid issue until tomorrow at the earliest.

Howard O. Godnick

Partner Schulte Roth & Zabel LLP 919 Third Avenue

New York, New York 10022 212.756.2220 | 212.593.5955 fax howard.godnick@srz.com

\*

\*\*\*\*\*

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	0001	
1		UNITED STATES DISTRICT COURT
2		SOUTHERN DISTRICT OF NEW YORK
3		x
		CSX CORPORATION,
4		Plaintiff,
5		vs. 08 CV 02764
6		THE CHILDREN'S INVESTMENT FUND
		MANAGEMENT (UK) LLP, THE CHILDREN'S
7		INVESTMENT FUND MANAGEMENT (CAYMAN)
		LTD., THE CHILDREN'S INVESTMENT MASTER
8		FUND, 3G CAPITAL PARTNERS LTD., 3G
		CAPITAL PARTNERS, L.P., 3G FUND, L.P.,
9		CHRISTOPHER HOHN, SNEHAL AMIN and
		ALEXANDRE BEHRING, A/K/A ALEXANDRE
10		BEHRING COSTA,
11		Defendants.
		x
12		
		ATTORNEYS' EYES ONLY
13		
14		May 1, 2008
15		9:10 a.m.
16		
17		Deposition of CHRISTOPHER HOHN, at the
18		offices of Schulte Roth & Zabel, 919 Third
19		Avenue, New York, New York, before Nancy
20		Mahoney, a Certified Shorthand Reporter,
21		Registered Professional Reporter and Notary
22		Public within and for the States of New York and
23		New Jersey.
24		
25		

6/4/2008 10:37 AM

CHRISTOPHER HOHN - ATTORNEYS' EYES ONLY
correct?
A. Incorrect, incorrect.
We used
MR. GODNICK: You've answered his
question.
A. Yes, incorrect.
Q. You used swaps because it was a
cost-effective way of getting economic exposure
to CSX, correct?
A. As I explained before, when we
purchased the shares sorry, let me correct
that.
When we first wanted to gain
economic exposure to the company, the fund was
leveraged and we needed to borrow money to make
an investment and swaps were the best way of
financing that. Had nothing to do with
disclosure.
Q. So it never crossed your mind that
there was an advantage of swaps that you didn't
have to disclose even above five percent?
MR. GODNICK: Object to the form of
the question.

25

A.

6/4/2008 10:37 AM 138

We -- the reason we put the -- made

1	CHRISTOPHER HOHN - ATTORNEYS' EYES ONLY
2	the investment through swap was for financing
3	purposes, not for it was not for the purposes
4	of avoiding disclosure.
5	Q. Well, you asked whether you had to
6	disclose, correct?
7	MR. GODNICK: Pardon me? I didn't
8	hear the question.
9	Q. You asked if you had to disclose
10	the swaps, right?
11	MR. GODNICK: Hang on a second. Is
12	the question did he ask anyone?
13	MR. MILLSON: Yeah.
14	MR. GODNICK: Okay. To the extent
15	that you asked that question of counsel, I would
16	instruct you not to answer. If you asked a
17	question of anyone else on earth, then you can
18	answer.
19	A. No, we I did not ask that
20	question because we know, as a matter of fact,
21	that swaps swaps are cash settled swaps and
22	we don't use anything else if we have finance or
23	exposure through swaps, and cash settled swaps

have no rights to shares or voting and,

therefore, there are not disclosure

24

25

6/4/2008 10:37 AM 139

1	CHRISTOPHER HOHN - ATTORNEYS' EYES ONLY
2	requirements, except if you go except if you
3	have a physical holding in addition, above
4	certain levels. So I didn't need to ask
5	anybody.
6	Q. And you knew this from your long
7	use of swaps?
8	A. Yes, we have extensive use of swaps
9	for financing purposes, in multiple positions
10	across our firm, multiple many years, so it's
11	a very common form of us financing our book.
12	Q. And you have entered into numerous
13	swaps with these eight counterparties who you
14	entered into swaps with on CSX, right?
15	A. We have swap agreements with them
16	that have been used for financing many different
17	positions over the years.
18	Q. And you are familiar what it is
19	that they do when they are on the other side of
20	a swap from you, correct?
21	MR. GODNICK: Object to the form of
22	the question.
23	A. Actually, I'm not. We never we
24	never ask if they've if they've hedged any

6/4/2008 10:37 AM 140

swaps, so it's not something that our agreements

25

Privilege Log by D.F. King Co., Inc. – Response to Subpoena dated May 2, 2008

Date	Author(s)	Recipient(s)	Carbon Copies	Description	Privilege(s)
2/25/2008	Jordan Kovler	lvan Svenson	None	CSX proxy contest voting analysis and strategy (email and chart)	Attorney-client; work product
11/21/2007	Jordan Kovler	Richard H. Grubaugh	None	CSX proxy contest voting analysis (email and chart)	Attorney-client; work product
11/21/2007	Jordan Kovler	Richard H. Grubaugh	None	CSX proxy contest voting analysis (email, charts and graphs)	Attorney-client; work product
12/26/2007	Kristian Klein	Tom Germinario	None	CSX proxy contest and shareholder analysis (email, charts and graphs)	Attorney-client; work product
12/26/2007	Mary Ellen Goodall	Kristian Klein	None	CSX proxy contest and shareholder analysis (email, charts and graphs)	Attorney-client; work product
3/7/2008	Mary Ellen Goodall	Peter Harkins	None	CSX proxy contest advice, scenarios and analyses (email, charts and graphs)	Attorney-client; work product
12/27/2007	Peter Harkins	Maria Gabriela Bianchini	Marc Weingarten, Mary Ellen Goodall, Richard H. Grubaugh, Kristian Klein	CSX proxy contest advice, analysis and strategy (email, charts and memorandum)	Attorney-client; work product

Date	Author(s)	Recipient(s)	Carbon Copies	Description	Privilege(s)
4/28/08	Richard H. Grubaugh	Peter Harkins	Kristian Klein, Tom Germinario	CSX proxy contest analysis and strategy (email and chart)	Attorney-client; work product
4/24/08	Peter Harkins	Snehal Amin	Alexander Leventhal	CSX proxy contest advice and strategy (email and attachment)	Attorney-client; work product
4/24/08	Alexander Leventhal	Peter Harkins	Ivan Swenson, Rolan Tomforde, Margaret Draper, Alan Oshiki	CSX proxy contest advice and strategy (email and attachment)	Attorney-client; work product
4/22/08	Snehal Amin	Peter Harkins	Rishi Sunak	Seeking CSX proxy contest advice and strategy (email)	Attorney-client
4/24/08	Peter Harkins	Snehal Amin	None	CSX proxy contest fees and costs (email and chart)	Attorney-client; work product
4/13/08	Peter Harkins	Maria Gabriela Bianchini	None	Communication regarding D.F. King & Co., Inc. draft engagement letter (email)	Attorney-client; work product
4/11/08	Mary Ellen Goodall	Peter Harkins	None	CSX proxy contest and investor analysis and strategy (email and chart)	Attorney-client; work product
4/11/08	Mary Ellen Goodall	Peter Harkins	None	CSX proxy contest and investor information and strategy (email and chart)	Attorney-client; work product

Date	Author(s)	Recipient(s)	Carbon Copies	Description	Privilege(s)
12/26/07	Peter Harkins	Mary Ellen Goodall	None	CSX proxy contest and investor information and strategy (email and chart)	Attorney-client; work product
12/25/07	Mary Ellen Goodall	Peter Harkins	None	CSX proxy contest and investor information and strategy (email and chart)	Attorney-client; work product
4/2/08	Chrissie Welch	Mary Ellen Goodall, Peter Harkins	None	CSX proxy contest and shareholder analysis and strategy (email and chart)	Attorney-client; work product
4/2/08	Mary Ellen Goodall	Chrissie Welch	None	CSX proxy contest and shareholder analysis and strategy (email)	Attorney-client; work product
3/7/08	Peter Harkins	Mary Ellen Goodall	None	CSX proxy contest and shareholder analysis (email and charts)	Attorney-client; work product
3/3/08	Kristian Klein	Peter Harkins	None	CSX proxy contest and shareholder analysis (email and charts)	Attorney-client; work product
2/25/08	Jordan Kovler	Peter Harkins, Mary Ellen Goodall	Richard H. Grubaugh, Kristian Klein	CSX proxy contest and shareholder analysis (email and charts)	Attorney-client; work product

Пате	Author(s)	Recipient(s)	Carbon Copies	Description	Privilege(s)
2/20/08	Peter Harkins	Jordan Kovler, Kristian Klein	Mary Ellen Goodall	CSX proxy contest and shareholder analysis (email and 1/8/08 charts and presentation)	Attorney-client; work product
1/4/08	Peter Harkins	Maria Gabriela Bianchini	Snehal Amin, Rishi Sunak	CSX proxy contest and shareholder analysis (email and 1/8/08 charts and presentation)	Attorney-client; work product
1/4/08	Maria Gabriela Bianchini	George Sard, Peter Harkins	None	CSX proxy contest advice, analysis and strategy (email, charts, graphs and memorandum)	Attorney-client; work product
1/4/08	Rishi Sunak	Maria Gabriela Bianchini	Snehal Amin	CSX proxy contest strategy (email)	Attorney-client
1/4/08	Peter Harkins	Snehal Amin, Rishi Sunak	Marc Weingarten, David Rosewater, Maria Gabriela Bianchini , George Sard, Jonathan Gasthalter, Renee Soto, Mary Ellen Goodall, Richard H. Grubaugh, Tom Germinario, Kristian Klein, Ivan Swenson	CSX proxy contest scenario analysis, advice and strategy (email, charts, graphs and memorandum)	Attorney-client; work product
1/4/08	Peter Harkins	Snehal Amin, Rishi Sunak	Marc Weingarten, David Rosewater, Maria Gabriela Bianchini, George		Attorney-client; work product

Date	Author(s)	Recipient(s)	Carbon Copies	Description	Privilege(s)
			Sard, Jonathan Gasthalter, Renee Soto, Mary Ellen Goodall, Richard H. Grubaugh, Tom Germinario, Kristian Klein, Ivan Swenson	CSX proxy contest scenario analysis, advice and strategy (email, charts, graphs and memorandum)	
11/21/07	Richard H. Grubaugh	Snehal Amin	Marc Weingarten, Peter Harkins	CSX proxy contest scenario analysis (email and chart)	Attorney-client; work product
70/1/8	Peter Harkins	Snehal Amin	David Rosewater, Maria Gabriela Bianchini, Rishi Sunak, Arnold Jacobs, Allan William, Marc Weingarten, Mary Ellen Goodall, Kristian	CSX proxy contest scenario analysis, advice and strategy (email, charts and memorandum)	Attorney-client; work product
70/2/8	Peter Harkins	Snehal Amin, Rishi Sunak	Arnold Jacobs, Allan Williams, David Rosewater, Maria Gabriela Bianchini, Marc Weingarten, Mary Ellen Goodall, Kristian Klein,	CSX proxy contest analysis and advice (memorandum)	Attorney-client; work product
70/1/8	Snehal Amin	Peter Harkins, Mary Ellen Goodall	David Rosewater, Maria Gabriela Bianchini, Rishi Sunak, Arnold Jacobs, Allan Williams, Marc	Communication seeking CSX proxy contest advice and strategy (email)	Attorney-client

Date	Author(s)	Recipient(s)	Carbon Copies	Description	Privilege(s)
20/9/8	Peter Harkins	Snehal Amin, Rishi Sunak, Arnold Jacobs, Allan Williams, Marc Weingarten	Mary Ellen Goodall	CSX proxy contest and shareholder analysis and strategy (email and memorandum)	Attorney-client; work product
70/06/7	Kristian Klein	Peter Harkins	None	CSX proxy contest and shareholder analysis (email)	Attorney-client; work product
70/06/7	Peter Parker	Kristian Klein	None	CSX proxy contest and shareholder analysis (email)	Attorney-client; work product
7/25/07	Kristian Klein	Peter Harkins	None	CSX proxy contest scenario and shareholder analysis (email, charts and graph)	Attorney-client; work product

## **EXHIBIT 17**

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Eileen Moran Email with in house counsel re. <eileen@tcifund.com>; Joe swap disclosure and voting rights. OFIynn <jofiynn@tcifund.com></jofiynn@tcifund.com></eileen@tcifund.com>	Email chain containing communications with in house counsel re. swap disclosure and voting rights.	Email chain containing communications with in house counsel re. swap disclosure and voting rights.	Email chain containing communications with in house counsel re. swap disclosure and voting rights.	Email chain containing communications with in house counsel re. swap disclosure and voting rights.	Email chain containing communications with in house counsel re. swap disclosure and voting rights.	Email chain containing communications with in house counsel re. swap disclosure and voting rights.
၁၁	Eileen Moran <eileen@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></eileen@tcifund.com>						
10	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Cathy O'Reilly  Cathy@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com>; Kenny Graham  <kenny@tcifund.com>; Tim Keough <tim@tcifund.com></tim@tcifund.com></kenny@tcifund.com></joflynn@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Matthew King <matt@tcifund.com></matt@tcifund.com>	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>
FROM	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Chris@tcifund.com>	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Matthew King <matt@tcifund.com></matt@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
DATE	12/6/2006	12/6/2006	12/6/2006	12/6/2006	12/6/2006	12/7/2006	12/7/2006
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	384	385	386	387	388	389	390

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC/WP	AC	AC
DESCRIPTION	Email chain containing communications with in house counsel re, swap disclosure and voting rights.	Email chain containing communications with in house counsel re, swap disclosure and voting rights.	Email chain containing communications with in house counsel re, swap disclosure and voting rights.	Email chain containing communications with in house counsel re, swap disclosure and voting rights.	Email with in house counsel re. swap disclosure and voting rights.	Legal memorandum.	Inquiries re. SEC filings.	Inquiries re. SEC filings.
၁၁						Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com< td=""><td>Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </snehal@tcifund.com></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td></ajacobs@proskauer.com<></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
ТО	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Joe OFlynn <joflynn@tcifund.com></joflynn@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Joe OFlynn <joflynn@tcifund.com></joflynn@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Rishi@tcifund.com>	Ingrassia, John Snehal Amin <jingrassia@proskauer.com <snehal@tcifund.com="">; &gt; Jacobs, Arnold <ajacobs@proskauer.α></ajacobs@proskauer.α></jingrassia@proskauer.com>	Rishi Sunak <rishi@tcifund.com>; Ingrassia, John <jingrassia@proskauer.com< td=""></jingrassia@proskauer.com<></rishi@tcifund.com>
FROM	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Jacobs, Arnold Rishi Sunak <ajacobs@proskauer.com <rishi@tcifund.com="">;   Ingrassia, John</ajacobs@proskauer.com>
DATE	12/7/2006	12/7/2006	12/7/2006	12/7/2006	12/7/2006	12/20/2006	12/20/2006	12/20/2006
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	391	392	393	394	395	396	397	398

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC	AC	AC	AC
DESCRIPTION	Legal memorandum.	Email with in house counsel re. swap disclosure/filing requirements, and percent-ownership of CSX.	Email with in house counsel re. swap disclosure/filing requirements, and percent-ownership of CSX.	Email with in house counsel re. swap disclosure/filing requirements, and percent-ownership of CSX.	Email chain containing communications with in house counsel re. swap disclosure/filing requirements, and percentownership of CSX.	Email chain containing communications with in house counsel re. swap disclosure/filing requirements, and percentownership of CSX.
၁၁	Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com< td=""><td>Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; Tim Keough <tim@tcifund.com></tim@tcifund.com></james@tcifund.com></rishi@tcifund.com></td><td>Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; Tim Keough</james@tcifund.com></rishi@tcifund.com></td><td>Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; Tim Keough <tim@tcifund.com></tim@tcifund.com></james@tcifund.com></rishi@tcifund.com></td><td></td><td></td></ajacobs@proskauer.com<></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; Tim Keough <tim@tcifund.com></tim@tcifund.com></james@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; Tim Keough</james@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; Tim Keough <tim@tcifund.com></tim@tcifund.com></james@tcifund.com></rishi@tcifund.com>		
01	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris@tcifund.com>	Chris@tcifund.com>	Kenny@tcifund.com>	Tim Keough <tim@tcifund.com></tim@tcifund.com>
FROM	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal@tcifund.com>	Snehal@tcifund.com>	Tim Keough <tim@tcifund.com></tim@tcifund.com>	Kenny Graham <kenny@tcifund.com></kenny@tcifund.com>
DATE	12/20/2006	12/21/2006	12/22/2006	12/22/2006	12/22/2006	12/22/2006
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	399	400	401	402	403	404

Page 3

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE						
<u>а</u> а	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email chain containing communications with in house counsel re. swap disclosure/filing requirements, and percentownership of CSX.	Email chain containing communications with in house counsel re. swap disclosure/filing requirements, and percentownership of CSX.	Email with in house counsel re. filling requirements in connection to swap and "physical" stock ownership.	Email chain containing communications with in house counsel re. filing requirements in connection to swap and "physical" stock ownership.	Email chain containing communications with in house counsel re. filing requirements in connection to swap and "physical" stock ownership.	Email chain containing communications with in house counsel re. filing requirements in connection to swap and "physical" stock ownership.
ຽ			Rishi Sunak  -Rishi@tcifund.com>;  James Hawks  -James@tcifund.com>;  Cathy O'Reilly  -Cathy@tcifund.com>;  Robert Ottley  -Robert@tcifund.com>;  Joe O'Flynn  -JOFlynn@tcifund.com>			
OT	Kenny Graham <kenny@tcifund.com></kenny@tcifund.com>	Tim Keough <tim@tcifund.com></tim@tcifund.com>	Snehal@tcifund.com>	Joe Cusworth <joe@tcifund.com></joe@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Tim Keough <tim@tcifund.com></tim@tcifund.com>	Kenny Graham <kenny@tcifund.com></kenny@tcifund.com>	Chris@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Joe Cusworth <joe@tcifund.com></joe@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>
DATE	12/22/2006	12/22/2006	12/22/2006	12/22/2006	12/22/2006	12/22/2006
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	405	406	407	408	409	410

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email chain containing communications with in house counsel re. filing requirements in connection to swap and "physical" stock ownership.	Advice on Hart Scott Rodino	Advice on Hart Scott Rodino	Advice on Hart Scott Rodino	Advice on Hart Scott Rodino	Advice on Hart Scott Rodino
၁၁	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>					Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 
ТО	Cathy O'Reilly  Cathy@tcifund.com>;  James Hawks <james@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com>;  Robert Ottley  <robert@tcifund.com></robert@tcifund.com></joflynn@tcifund.com></james@tcifund.com>	AJacobs@proskauer.com; Rishi Sunak <rishi@tcifund.com>; jingrassia@proskauer.com</rishi@tcifund.com>	AJacobs@proskauer.com; Rishi Sunak <rishi@tcifund.com>; jingrassia@proskauer.com</rishi@tcifund.com>	Snehal Amin -Snehal@tcifund.com>; Rishi Sunak -Rishi@tcifund.com>; Ingrassia, John -jingrassia@proskauer.com	AJacobs@proskauer.com; Rishi Sunak <rishi@tcifund.com>; jingrassia@proskauer.com</rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com< th=""><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co </th></ajacobs@proskauer.com<>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 
DATE	12/22/2006	12/22/2006	12/22/2006	12/22/2006	12/22/2006	12/22/2006
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	V 111	412	413	V 414	415	416

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BATES NO. TYPE OF DATE FROM  DOCUMENT 12/22/2006 Jacobs. Arrold	TYPE OF DATE  DOCUMENT 12/22/2006 Jacobs. A	Jacobs. A	FROM Jacobs, Arnold		TO Snehal Amin	၁၁	DESCRIPTION Advice on Hart Scott Rodino	BASIS FOR PRIVILEGE
	000		<pre>Adacobs@prost &gt;</pre>	auer.com				ę
Withheld Email 12/23/2006 Snehal@tcifund.com>	12/23/2006		Snehal@tcifund.c	<шо:	Chris Hohn  Chris@tcifund.com>; Cathy O'Reilly  Cathy@tcifund.com>; James Hawks <james@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com>; Robert Ottley  <robert@tcifund.com>;</robert@tcifund.com></joflynn@tcifund.com></james@tcifund.com>		Email chain containing communications with in house counsel re. filing requirements in connection to swap and "physical" stock ownership.	AC
Withheld Email 12/23/2006 Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	12/23/2006		Snehal Amin <snehal@tcifund.cc< td=""><td>&lt; W.C</td><td>Rishi@tcifund.com&gt;</td><td></td><td>Email chain containing communications with in house counsel re. filing requirements in connection to swap and "physical" stock ownership.</td><td>AC</td></snehal@tcifund.cc<>	< W.C	Rishi@tcifund.com>		Email chain containing communications with in house counsel re. filing requirements in connection to swap and "physical" stock ownership.	AC
Withheld Email 12/23/2006 Chris Hohn com>	12/23/2006		Chris Hohn <chris@tcifund.con< td=""><td><b>~</b>U</td><td>Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com></td><td>Snehal Amin «Snehal@tcifund.com»; Joe O'Flynn «JOFlynn@tcifund.com»</td><td>Email chain containing communications with in house counsel re. filing requirements in connection to swap and "physical" stock ownership.</td><td>AC</td></chris@tcifund.con<>	<b>~</b> U	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Joe O'Flynn «JOFlynn@tcifund.com»	Email chain containing communications with in house counsel re. filing requirements in connection to swap and "physical" stock ownership.	AC
Withheld Email 12/26/2006 Ingrassia@proskauer.co	12/26/2006		Ingrassia, John <jingrassia@proske m&gt;</jingrassia@proske 	auer.co	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;; Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </awilliams@proskauer.co 	Email chain re. filing requirements in connection to swap and "physical" stock ownership.	AC

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email chain re. filing requirements A in connection to swap and "physical" stock ownership.	Email chain containing communications with in house counsel re. filing requirements in connection to swap and "physical" stock ownership.	aining with in house requirements in ap and "physical"	AWilliams@proskauer.com; Email chain re. filing requirements AJacobs@proskauer.com; in connection to swap and Robert Ottley "physical" stock ownership.	Email containing attorney-client oommunication re. disclosure of swap agreements.	Email containing attorney-client A communication re. disclosure of swap agreements.	Email containing attorney-client A communication re. disclosure of swap agreements.	ttorney-client disclosure of	ttorney-client disclosure of
၁၁	Williams, Allan <awilliams@proskauer.co m&gt;; Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </awilliams@proskauer.co 			AWilliams@proskauer.com; AJacobs@proskauer.com; Robert Ottley <robert@tcifund.com></robert@tcifund.com>					
01	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	jingrassia@proskauer.com	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>
FROM	Ingrassia, John <iingrassia@proskauer.co m&gt;</iingrassia@proskauer.co 	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
DATE	12/27/2006	12/27/2006	12/27/2006	12/27/2006	12/27/2006	12/27/2006	12/27/2006	12/27/2006	12/27/2006
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	422	423	424	425	426	427	428	429	430

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	O	O	O	O	O	O	O	O
DESCRIPTION	Email containing attorney-client AC communication re. disclosure of swap agreements.	Email containing attorney-client AC communication re. disclosure of swap agreements.	Email containing attorney-client AC communication re. disclosure of swap agreements.	Communication with in house AC counsel re: voting rights in connection to swaps.	Email re. CSX takeover defenses. AC	Email re. CSX takeover defenses. AC	Email re. CSX takeover defenses. AC	Email re. CSX takeover defenses. AC
၁၁				Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;; Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </awilliams@proskauer.co 	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	
10	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Ingrassia, John Williams, Allan <jingrassia@proskauer.com <awilliams@proskauer.co=""> m&gt;; Jacobs, Arnold <ajacobs@proskauer.com< td=""><td>Snehal Amin <snehal@tcifund.com>; Ingrassia, John <jingrassia@proskauer.com< td=""><td>Snehal Amin oskauer.com <snehal@tcifund.com>; Ingrassia, John <jingrassia@proskauer.com< td=""><td>Williams, Allan <awilliams@proskauer.com &gt;</awilliams@proskauer.com </td></jingrassia@proskauer.com<></snehal@tcifund.com></td></jingrassia@proskauer.com<></snehal@tcifund.com></td></ajacobs@proskauer.com<></jingrassia@proskauer.com>	Snehal Amin <snehal@tcifund.com>; Ingrassia, John <jingrassia@proskauer.com< td=""><td>Snehal Amin oskauer.com <snehal@tcifund.com>; Ingrassia, John <jingrassia@proskauer.com< td=""><td>Williams, Allan <awilliams@proskauer.com &gt;</awilliams@proskauer.com </td></jingrassia@proskauer.com<></snehal@tcifund.com></td></jingrassia@proskauer.com<></snehal@tcifund.com>	Snehal Amin oskauer.com <snehal@tcifund.com>; Ingrassia, John <jingrassia@proskauer.com< td=""><td>Williams, Allan <awilliams@proskauer.com &gt;</awilliams@proskauer.com </td></jingrassia@proskauer.com<></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.com &gt;</awilliams@proskauer.com 
FROM	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	12/27/2006	12/27/2006	12/27/2006	12/27/2006	12/28/2006	12/28/2006	12/28/2006	12/28/2006
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	roskauer ster parties redit Suisse	Email chain containing communications with Proskauer and attachment re. Master Agreements of Counterparties Goldman Sachs and Credit Suisse First Boston (Europe).	g Proskauer aster erparties Credit Suisse	roskauer ster rparties redit Suisse	Email re. CSX takeover defenses.	Email chain containing communications with Proskauer re. CSX takeover defenses.	wap
၁၁	AWilliams@proskauer.com; Email chain containing AJacobs@proskauer.com; communications with P Ted Burgell Agreements of Counte Goldman Sachs and C First Boston (Europe).			AWilliams@proskauer.com; Email chain containing AJacobs@proskauer.com; communications with P Ted Burgell Agreements of Counte Goldman Sachs and C First Boston (Europe).	Jacobs, Arnold <ajacobs@proskauer.com>; Ingrassia, John <jingrassia@proskauer.co< td=""><td></td><td>AWilliams@proskauer.com; AJacobs@proskauer.com</td></jingrassia@proskauer.co<></ajacobs@proskauer.com>		AWilliams@proskauer.com; AJacobs@proskauer.com
01	Robert Ottley <robert@tcifund.com>; jingrassia@proskauer.com</robert@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Robert Ottley <robert@tcifund.com>; jingrassia@proskauer.com</robert@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	jingrassia@proskauer.com
FROM	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Ted Burgell <ted@tcifund.com></ted@tcifund.com>	Ted Burgell <ted@tcifund.com></ted@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>
DATE	12/29/2006	12/29/2006	12/29/2006	12/29/2006	12/29/2006	12/29/2006	12/29/2006
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	Email with attachment	Email with attachment	Email with attachment	Email
BATES NO.	TCl0929170 - TCl0929171	TC10929296 -	TCI0929331- TCI0929369	TCI0929370 - TCI0929440	TCI0957111 - TCI0957194	TCI0957195 - TCI0957278	Withheld
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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. Confirmations with Counterparties Goldman Sachs and Credit Suisse First Boston (Europe).	Email re. Confirmations with Counterparties Goldman Sachs and Credit Suisse First Boston (Europe).	Email with in house counsel re. swap disclosure and voting rights.	Email chain re. acquisition of CSX securities and possible voting rights.	Email chain containing communications with Proskauer reacquiring of CSX securities and possible voting rights.	Email chain containing communications with Proskauer reacquiring of CSX securities and possible voting rights.	Email chain re. CSX takeover defense report.	Email chain re. CSX takeover defense report, voting, shareholder rights.
၁၁	Jacobs, Arnold <ajacobs@proskauer.com>; Ted Burgell <ted@tcifund.com></ted@tcifund.com></ajacobs@proskauer.com>	AJacobs@proskauer.com; Ted Burgell <ted@tcifund.com></ted@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;; Ted Burgell <ted@tcifund.com></ted@tcifund.com></ajacobs@proskauer.com 			AJacobs@proskauer.com; jingrassia@proskauer.com	
ТО	Robert Ottley Jacobs, Arnold <robert@tcifund.com>; <ajacobs@proskau. Ingrassia, John <jingrassia@proskauer.com <ted@tcifund.com=""></jingrassia@proskauer.com></ajacobs@proskau. </robert@tcifund.com>	AWilliams@proskauer.com; jingrassia@proskauer.com	James Hawks <james@tcifund.com></james@tcifund.com>	Robert Ottley <robert@tcifund.com>; Ingrassia, John <jingrassia@proskauer.com< th=""><th>Snehal Amin <snehal@tcifund.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></snehal@tcifund.com></th><th>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></th><th>AWilliams@proskauer.com</th><th>Williams, Allan &lt;4Williams@proskauer.com &gt;; Ingrassia, John <jingrassia@proskauer.com>; Jacobs, Arnold &lt;4Jacobs@proskauer.com&gt;</jingrassia@proskauer.com></th></jingrassia@proskauer.com<></robert@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	AWilliams@proskauer.com	Williams, Allan <4Williams@proskauer.com >; Ingrassia, John <jingrassia@proskauer.com>; Jacobs, Arnold &lt;4Jacobs@proskauer.com&gt;</jingrassia@proskauer.com>
FROM	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	12/29/2006	12/29/2006	1/2/2007	1/3/2007	1/4/2007	1/4/2007	1/4/2007	1/4/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	440	441	442	443	444	445	446	447

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email chain re. CSX takeover defense report, voting, shareholder rights.	Email chain re. CSX takeover defense report, voting, shareholder rights.	Email chain re. CSX takeover defense report, voting, shareholder rights, and other corporate law considerations.	Email chain re. CSX takeover defense report, voting, shareholder rights, and other corporate law considerations.	Email chain re. CSX takeover defense report, voting, shareholder rights, and other corporate law considerations.	Email chain re. CSX takeover defense report, voting, shareholder rights, and other corporate law considerations.
ပ	Jacobs, Arnold <ajacobs@proskauer.com>; Ingrassia, John <jingrassia@proskauer.co< th=""><th></th><th>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></th><th>Rishi@tcifund.com&gt;</th><th>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></th><th>Rishi@tcifund.com&gt;</th></jingrassia@proskauer.co<></ajacobs@proskauer.com>		Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi@tcifund.com>
ОТ	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin -Snehal@tcifund.com>; Ingrassia, John -jingrassia@proskauer.com >; Jacobs, Arnold -AJacobs@proskauer.com>	AWilliams@proskauer.com; jingrassia@proskauer.com; AJacobs@proskauer.com	Snehal Amin <snehal@tcifund.com>; Ingrassia, John <jingrassia@proskauer.com &gt;; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></jingrassia@proskauer.com </snehal@tcifund.com>	AWilliams@proskauer.com; jingrassia@proskauer.com; AJacobs@proskauer.com	Snehal Amin <snehal@tcifund.com>; Ingrassia, John <jiingrassia@proskauer.com &gt;; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></jiingrassia@proskauer.com </snehal@tcifund.com>
FROM	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 
DATE	1/4/2007	1/4/2007	1/4/2007	1/5/2007	1/5/2007	1/5/2007
TYPE OF DOCUMENT		Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	448	449	450	451	452	453

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC
DESCRIPTION	Email chain re. CSX takeover defense report, voting, shareholder rights, and other corporate law considerations.	Email chain re. CSX takeover defense report, voting, shareholder rights, and other corporate law considerations.	Email chain re. CSX takeover defense report, voting, shareholder rights, and other corporate law considerations.	Email chain containing communications with Proskauer re. CSX takeover defense report, voting, shareholder rights, and other corporate law considerations.	Email chain containing communications with Proskauer re. CSX takeover defense report, voting, shareholder rights, and other corporate law considerations.
၁၁	Rishi@tcifund.com>	Rishi@tcifund.com>	Rishi@tcifund.com>		
10	Williams, Allan ARishi Sunak AWilliams@proskauer.com ARishi@tcifund.com>>; Ingrassia, John Gingrassia@proskauer.com>>; Jacobs, Arnold AJacobs@proskauer.com>	Snehal Amin «Snehal@tcifund.com»; Ingrassia, John «jingrassia@proskauer.com »; Jacobs, Arnold «AJacobs@proskauer.com»	Jacobs, Arnold Williams, Allan Rishi Sunak <ajacobs@proskauer.com <awilliams@proskauer.com<="" th=""><th>Chris Hohn <chris@tcifund.com></chris@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th></ajacobs@proskauer.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris@tcifund.com>
DATE	1/7/2007	1/7/2007	1/7/2007	1/7/2007	17/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE		(	0	0	0	ACMP	AC/WP		AC/WP	
DESCRIPTION	Email chain containing AC communications with Proskauer re. CSX takeover defense report, voting, shareholder rights, and other corporate law considerations.	Slideshow re. CSX proxy contest.   WP	Slideshow re. proxy contest. WP	CSX Proxy Solicitation WP	CSX Proxy Solicitation WP	Email attaching SRZ memo and AC other attorney-client communications re. disclosure obligations.	Jacobs, Arnold Email attaching legal memo re. the AC <ajacobs@proskauer.com acquisition="" csx="" equity.<="" of="" potential="" td=""><td>Analysis of SEC rules. AC</td><td>Email to in house counsel and AC attachment re. TCI investor newsletter.</td><td>Email to in house counsel re. TCI AC investor newsletter.</td></ajacobs@proskauer.com>	Analysis of SEC rules. AC	Email to in house counsel and AC attachment re. TCI investor newsletter.	Email to in house counsel re. TCI AC investor newsletter.
သ							Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 			
01	Chris@tcifund.com>					Joe Cusworth <joe@tcifund.com>; Robert Ottley <robert@tcifund.com>; TCI Operations <tcioperations@tcifund.co m=""></tcioperations@tcifund.co></robert@tcifund.com></joe@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rahul Moodgal <rahul@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rahul@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sard Verbinnen & Co.	Sard Verbinnen & Co.			Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Nicky Paget <nicky@tcifund.com></nicky@tcifund.com>	Nicky Paget <nicky@tcifund.com></nicky@tcifund.com>
DATE	1/7/2007	1/8/2007	1/8/2007	1/8/2007	1/8/2007	1/9/2007	1/9/2007	1/9/2007	1/10/2007	1/10/2007
TYPE OF DOCUMENT	Email	Slideshow	Slideshow	ation	Proxy Solicitation	Email with attachment	Email with attachment	Email	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld		Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	459	460	461	462	463		465	466	467	468

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	()	O	AC/WP	O	O	0	O
DESCRIPTION	Email re. swap disclosure AC obligations.	Email re. Confirmations with Counterparties Goldman Sachs and Credit Suisse First Boston (Europe).	Email attaching Proskauer memo AC re. the potential acquisition of CSX equity.	Email re. Confirmations with AC Counterparties Goldman Sachs and Credit Suisse First Boston (Europe).	Email containing attorney-client AC communications re, confirmations with counterparties Goldman Sachs and Credit Suisse First Boston (Europe).	Email containing attorney-client AC communications re, confirmations with counterparties Goldman Sachs and Credit Suisse First Boston (Europe).	Email containing attorney-client AC communications re. confirmations with counterparties Goldman Sachs and Credit Suisse First Boston (Europe).
၁၁	Rishi@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com>; Ingrassia, John <jingrassia@proskauer.co< th=""><th></th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th></th><th>Rishi@tcifund.com&gt;</th></jingrassia@proskauer.co<></ajacobs@proskauer.com>		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Rishi@tcifund.com>
10	Jacobs, Arnold <ajacobs@proskauer.com>; <rishi@tcifund.com> Williams, Allan <awilliams@proskauer.com>; Ingrassia, John <jingrassia@proskauer.com <<="" th=""><th>Robert Ottley <robert@tcifund.com></robert@tcifund.com></th><th>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></th><th>Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com></th><th>Robert Ottley <robert@tcifund.com></robert@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></th><th>Sydnie Beckman <sydnie@tcifund.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></sydnie@tcifund.com></th></jingrassia@proskauer.com></awilliams@proskauer.com></rishi@tcifund.com></ajacobs@proskauer.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></sydnie@tcifund.com>
FROM	Snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	1/10/2007	1/10/2007	1/10/2007	1/10/2007	1/10/2007	1/10/2007	1/10/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	469	470	471	472	473	474	475

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC/WP	AC	AC	AC
DESCRIPTION	Email re. swap counterparty documentation.	Email re. swap disclosure obligations.	Email re. swap disclosure obligations.	Email containing attorney-client A communication re. TCI investor newsletter.	Email containing attorney-client A communications re. confirmations with swap counterparties.	orney- swap tions.	
၁၁	Rishi@tcifund.com>	Rishi@tcifund.com>	Rishi@tcifund.com>				Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 
ТО	Williams, Allan <awilliams@proskauer.com <rishi@tcifund.com="">  ; Sydnie Beckman  <sydnie@tcifund.com>;  Robert Ottley  <robert@tcifund.com></robert@tcifund.com></sydnie@tcifund.com></awilliams@proskauer.com>	Snehal Amin <snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.com>; Ingrassia, John <jingrassia@proskauer.com< th=""><th>Jacobs, Arnold  <ajacobs@proskauer.com>; <rishi@tcifund.com> Williams, Allan <awilliams@proskauer.com>; Ingrassia@proskauer.com <jingrassia@proskauer.com <<="" th=""><th>Chris Hohn <chris@tcifund.com></chris@tcifund.com></th><th>Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com></th><th>Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></th></jingrassia@proskauer.com></awilliams@proskauer.com></rishi@tcifund.com></ajacobs@proskauer.com></th></jingrassia@proskauer.com<></awilliams@proskauer.com></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com>; <rishi@tcifund.com> Williams, Allan <awilliams@proskauer.com>; Ingrassia@proskauer.com <jingrassia@proskauer.com <<="" th=""><th>Chris Hohn <chris@tcifund.com></chris@tcifund.com></th><th>Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com></th><th>Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></th></jingrassia@proskauer.com></awilliams@proskauer.com></rishi@tcifund.com></ajacobs@proskauer.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com< th=""><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com></th><th>Robert Ottley <robert@tcifund.com></robert@tcifund.com></th><th>Robert Ottley <robert@tcifund.com></robert@tcifund.com></th><th>Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co </th></ajacobs@proskauer.com<>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 
DATE	1/10/2007	1/10/2007	1/10/2007	1/10/2007	1/10/2007	1/10/2007	1/10/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	476	477	478	479	480	481	482

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC/WP
DESCRIPTION	Email chain and attachment containing attorney-client communications re. swap agreements and confirmations.	Email chain and attachment containing attorney-client communications re. swap agreements, confirmations and disclosure obligations.	Email chain and attachment containing attorney-client communications re. swap agreements and confirmations.	Email chain and attachment containing attorney-client communications re. swap agreements, confirmations and disclosure obligations.	Email chain and attachment containing attorney-client communications re. swap agreements and confirmations.	Email to in house counsel and attachment re. TCI investor newsletter.
၁၁	Rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi@tcifund.com>	Rishi@tcifund.com>	Rishi@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>
ОТ	Snehal Amin <snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.com &gt;; Robert Ottley <robert@tcifund.com></robert@tcifund.com></awilliams@proskauer.com </snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.com &gt;; Robert Ottley <robert@tcifund.com></robert@tcifund.com></awilliams@proskauer.com </snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.com &gt;; Robert Ottley <robert@tcifund.com></robert@tcifund.com></awilliams@proskauer.com </snehal@tcifund.com>	James Hawks <james@tcifund.com>; Nicky Paget <nicky@tcifund.com></nicky@tcifund.com></james@tcifund.com>
FROM	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>
DATE	1/11/2007	1/11/2007	1/11/2007	1/11/2007	1/11/2007	1/11/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	483	484	485	486	487	488

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC/WP	AC	AC	AC	AC
DESCRIPTION	Email to in house counsel and attachments re. TCI investor newsletter.	Email from in house counsel and attachment containing attorney-client communication re. TCI investor newsletter.	Email to in house counsel and attachment re. TCI investor newsletter.	Email chain re. swap disclosure obligations.	Email chain re. swap disclosure obligations.	Email chain and attachment re. swap disclosure obligations.	Email chain and attachment re. swap disclosure obligations.
၁၁	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>		Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Rishi@tcifund.com>	Rishi@tcifund.com>		Robert Ottley <robert@tcifund.com></robert@tcifund.com>
9	James Hawks <james@tcifund.com>; Nicky Paget <nicky@tcifund.com></nicky@tcifund.com></james@tcifund.com>	Carolyn Aitchison <carolyn@ciff.org></carolyn@ciff.org>	James Hawks <james@tcifund.com></james@tcifund.com>	Jacobs, Arnold  AJacobs@proskauer.com>; <rishi@tcifund.com> Williams, Allan <awilliams@proskauer.com>; Ingrassia, John <jingrassia@proskauer.com></jingrassia@proskauer.com></awilliams@proskauer.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold  <ajacobs@proskauer.com>; Ingrassia, John  <jingrassia@proskauer.com< td=""><td>Williams, Allan <awilliams@proskauer.com &gt;; Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com></awilliams@proskauer.com </td><td>Snehal Amin <snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.com< td=""></awilliams@proskauer.com<></snehal@tcifund.com></td></jingrassia@proskauer.com<></ajacobs@proskauer.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.com &gt;; Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com></awilliams@proskauer.com 	Snehal Amin <snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.com< td=""></awilliams@proskauer.com<></snehal@tcifund.com>
FROM	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>
DATE	1/11/2007	1/11/2007	1/11/2007	1/11/2007	1/11/2007	1/11/2007	1/11/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	Email	Email	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	489	490	491	492	493	494	495

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email chain re. swap disclosure obligations.	Email chain re. swap disclosure obligations.	Email chain re. swap disclosure obligations.	Email chain containing communications with Proskauer re. swap disclosure obligations.	Email chain containing communications with Proskauer re. swap disclosure obligations.	Email chain containing communications with Proskauer re. swap disclosure obligations.
ဗ					Robert Ottley <robert@tcifund.com>; Joe Cusworth <joe@tcifund.com></joe@tcifund.com></robert@tcifund.com>	
ОТ	Snehal Amin Snehal@tcifund.com>; Sydnie Beckman Sydnie@tcifund.com>	Williams, Allan <awilliams@proskauer.com>; Sydnie Beckman <sydnie@tcifund.com>; Joe Cusworth <joe@tcifund.com></joe@tcifund.com></sydnie@tcifund.com></awilliams@proskauer.com>	Snehal Amin  Snehal@tcifund.com>; Sydnie Beckman  Sydnie@tcifund.com>; Joe Cusworth <joe@tcifund.com></joe@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Williams, Allan «AWilliams@proskauer.com »; Sydnie Beckman «Sydnie@tcifund.com»	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Joe Cusworth <joe@tcifund.com>; Williams, Allan <awilliams@proskauer.com>; Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com></awilliams@proskauer.com></joe@tcifund.com>
FROM	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Joe Cusworth <joe@tcifund.com></joe@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	1/11/2007	1/11/2007	1/11/2007	1/11/2007	1/11/2007	1/11/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	496	497	498	499	200	501

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC/WP
DESCRIPTION	Email chain containing communications with Proskauer re. swap disclosure obligations.	Snehal Amin Jacobs, Arnold Email chain containing cSnehal@tcifund.com>; Joe <ajacobs@proskauer.com <joe@tcifund.com="" communications="" cusworth="" proskauer="" re.="" with="">; Sydnie <jingrassia@proskauer.co disclosure="" obligations.<="" swap="" th=""><th>Williams, Allan       Jacobs, Arnold       Email chain containing         <awilliams@proskauer.com< td=""> <ajacobs@proskauer.com< td="">       communications with Proskauer re.         &gt;; Snehal Amin       &gt;; Ingrassia@proskauer.co       swap disclosure obligations.         <snehal@tcifund.com>; Joe       <jiingrassia@proskauer.co< td="">       m&gt;         <joe@tcifund.com>; Ted       Burgell <ted@tcifund.com></ted@tcifund.com></joe@tcifund.com></jiingrassia@proskauer.co<></snehal@tcifund.com></ajacobs@proskauer.com<></awilliams@proskauer.com<></th><th>Email chain containing communications with Proskauer re. swap disclosure obligations.</th><th>Email and attachment re. TCI investor newsletter.</th></jingrassia@proskauer.co></ajacobs@proskauer.com>	Williams, Allan       Jacobs, Arnold       Email chain containing <awilliams@proskauer.com< td=""> <ajacobs@proskauer.com< td="">       communications with Proskauer re.         &gt;; Snehal Amin       &gt;; Ingrassia@proskauer.co       swap disclosure obligations.         <snehal@tcifund.com>; Joe       <jiingrassia@proskauer.co< td="">       m&gt;         <joe@tcifund.com>; Ted       Burgell <ted@tcifund.com></ted@tcifund.com></joe@tcifund.com></jiingrassia@proskauer.co<></snehal@tcifund.com></ajacobs@proskauer.com<></awilliams@proskauer.com<>	Email chain containing communications with Proskauer re. swap disclosure obligations.	Email and attachment re. TCI investor newsletter.
၁၁	Rishi@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;; Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co </ajacobs@proskauer.com 	Jacobs, Arnold <ajacobs@proskauer.com &gt;; Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co </ajacobs@proskauer.com 	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></james@tcifund.com>
01	Snehal Amin <snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.com &gt;; Ingrassia, John <jingrassia@proskauer.com< th=""><th>Snehal Amin Jacobs, Arnold Snehal@tcifund.com&gt;; Joe <ajacobs@proskauer.com cusworth="">; Ingrassia, John <joe@tcifund.com>; Sydnie <jingrassia@proskauer.com <sydnie@tcifund.com="" beckman=""></jingrassia@proskauer.com></joe@tcifund.com></ajacobs@proskauer.com></th><th>Williams, Allan Jacobs, Arnold <amvilliams@proskauer.com>; Snehal Amin <snehal@tcifund.com>; Joe Cusworth <joe@tcifund.com>; Ted Burgell <ted@tcifund.com></ted@tcifund.com></joe@tcifund.com></snehal@tcifund.com></amvilliams@proskauer.com></th><th>Snehal Amin Robert Ottley  Snehal@tcifund.com&gt;; Ted <robert@tcifund.com>  Burgell <ted@tcifund.com>; James Hawks  <james@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></james@tcifund.com></ted@tcifund.com></robert@tcifund.com></th><th>Chris Hohn <chris@tcifund.com></chris@tcifund.com></th></jingrassia@proskauer.com<></awilliams@proskauer.com </snehal@tcifund.com>	Snehal Amin Jacobs, Arnold Snehal@tcifund.com>; Joe <ajacobs@proskauer.com cusworth="">; Ingrassia, John <joe@tcifund.com>; Sydnie <jingrassia@proskauer.com <sydnie@tcifund.com="" beckman=""></jingrassia@proskauer.com></joe@tcifund.com></ajacobs@proskauer.com>	Williams, Allan Jacobs, Arnold <amvilliams@proskauer.com>; Snehal Amin <snehal@tcifund.com>; Joe Cusworth <joe@tcifund.com>; Ted Burgell <ted@tcifund.com></ted@tcifund.com></joe@tcifund.com></snehal@tcifund.com></amvilliams@proskauer.com>	Snehal Amin Robert Ottley  Snehal@tcifund.com>; Ted <robert@tcifund.com>  Burgell <ted@tcifund.com>; James Hawks  <james@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></james@tcifund.com></ted@tcifund.com></robert@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
FROM	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com="">; Williams, Allan <awilliams@proskauer.p; <jingrassia.<="" <jingrassia.com="" <jingrassia@proskauer.com="" ingrassia@proskauer.com="" th=""><th>skauer.co</th><th>Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com></th><th>Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com></th><th>Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com></th></awilliams@proskauer.p;></ajacobs@proskauer.com>	skauer.co	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>
DATE	1/11/2007	1/11/2007	1/11/2007	1/11/2007	1/11/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	502	503	504	505	506

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR	PRIVILEGE	AC/WP				AC/WP		AC/WP		AC				
DESCRIPTION		Email and attachment re. TCI	investor newsletter.			Memo re. acquisition of CSX equity. AC/WP		Memo re. acquisition of CSX equity. AC/WP		Email with in house counsel re.	swap counterparty documentation.			
၁၁		Jacobs, Arnold	<ajacobs@proskauer.com investor="" newsletter.<="" p=""></ajacobs@proskauer.com>	>; Bau, Lindy	<lbau@proskauer.com></lbau@proskauer.com>					Robert Ottley	<robert@tcifund.com></robert@tcifund.com>			
10		Snehal Amin	<snehal@tcifund.com>;</snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin		Snehal Amin		James Hawks	<james@tcifund.com>;</james@tcifund.com>	Eileen Moran	<eileen@tcifund.com>; Ted</eileen@tcifund.com>	Burgell <ted@tcifund.com></ted@tcifund.com>
FROM		Williams, Allan	<awilliams@proskauer.co <snehal@tcifund.com=""  ="">;</awilliams@proskauer.co>	M>		Allan R. Williams, Arnold S. Snehal Amin	Jacobs	Allan R. Williams; Arnold S. Snehal Amin	Jacobs, Proskauer Rose	Sydnie Beckman	<sydnie@tcifund.com></sydnie@tcifund.com>			
DATE		1/11/2007				1/11/2007		1/11/2007		1/12/2007				
TYPE OF	DOCUMENT	Email with	attachment			Memo		Letter		Email				
BATES NO.		Withheld				Withheld		Withheld		510 Withheld				
NO.		202				208		209		510				

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP
DESCRIPTION	Email and attachment re. swap disclosure obligations.
၁၁	
ОТ	Chris Hohn <chris <chris@tcifund.com="" hohn="">; Rishi Sunak <rishi@tcifund.com>; James Hawks  <james@tcifund.com>; Eileen Moran  <eileen@tcifund.com>; Cathy O'Reilly  <cathy@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com>; Robert Ottley  <robert@tcifund.com>; Sydnie Beckman  <sydnie@tcifund.com>; Joe Cusworth  <joe> Cusworth</joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></sydnie@tcifund.com></robert@tcifund.com></joflynn@tcifund.com></cathy@tcifund.com></eileen@tcifund.com></james@tcifund.com></rishi@tcifund.com></chris>
FROM	Snehal@tcifund.com>
DATE	1/12/2007
TYPE OF DOCUMENT	Email with attachment
BATES NO.	Withheld
NO.	

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

FOR	
BASIS FOR PRIVILEGE	AC/WP
DESCRIPTION	Email chain and attachment re. swap disclosure obligations.
၁၁	
ТО	Chris Hohn <chris <chris@tcifund.com="" mohn="">; Rishi Sunak <rishi@tcifund.com>;  <james@tcifund.com>;  Eileen Moran  <eileen@tcifund.com>;  Cathy O'Reilly  <cathy@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com>;  Robert Ottley  <robert@tcifund.com>;  Sydnie Beckman  <sydnie <sydnie@tcifund.com="" beckman="">; Joe Cusworth  <joe> Cusworth</joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></joe></sydnie></robert@tcifund.com></joflynn@tcifund.com></joflynn@tcifund.com></joflynn@tcifund.com></cathy@tcifund.com></eileen@tcifund.com></james@tcifund.com></rishi@tcifund.com></chris>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	1/12/2007
TYPE OF DOCUMENT	attachment attachment
BATES NO.	Withheld
NO.	512

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC
DESCRIPTION	Email chain re. swap disclosure obligations.
၁၁	
ТО	Snehal Amin  -Snehal@tcifund.com>; Chris Hohn  -Chris@tcifund.com>; Eileen Moran  -Eileen Moran  -Eileen Moran  -Eileen With Com>; Cathy O'Reilly  -Cathy@tcifund.com>; Cathy@tcifund.com>; Cathy@tcifund.com>; Cathy@tcifund.com>; Syonia@tcifund.com>; Sydnie@tcifund.com>; Sydnie@tcifund.com>; Sydnie@tcifund.com>; Casworth  -Joe@tcifund.com>; Doedcuty.gom>; Sydnie@tcifund.com>; Sydnie@tcifund.com>; Sydnie@tcifund.com>; Sydnie@tcifund.com>; Sydnie@tcifund.com>; Cusworth  -Joe@tcifund.com>; Joe Cusworth -Joe@tcifund.com>; Joe Cusworth -Joe@tcifund.com>; Joe Cusworth -Joe@tcifund.com>; Joe Cusworth -Joe@tcifund.com>; Joe Cusworth -Joe@tcifund.com>; Joe
FROM	James Hawks <james@tcifund.com></james@tcifund.com>
DATE	1/12/2007
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	513

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	()	0	0
DESCRIPTION	Email chain and attachment re. AC swap disclosure obligations.	Inquiries related to certain AC agreements	Inquiries related to certain AC agreements
၁၁		Snehal Amin -Snehal@tcifund.com>; Jacobs, Arnold - <ajacobs@proskauer.com< th=""><th>Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com< th=""></ajacobs@proskauer.com<></snehal@tcifund.com></th></ajacobs@proskauer.com<>	Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com< th=""></ajacobs@proskauer.com<></snehal@tcifund.com>
ТО	Snehal Amin -Snehal@tcifund.com>; Chris Hohn -Chris@tcifund.com>; Sunak <rishi@tcifund.com>; Eileen Moran -Eileen@tcifund.com&gt;; Cathy O'Reilly -Cathy@tcifund.com&gt;; Cathy O'Reilly -Cathy@tcifund.com&gt;; Nebert Ottley -Sobert@tcifund.com&gt;; Sydnie Beckman -Sydnie Beckman -Sydnie Beckman -Sydnie Gtcifund.com&gt;; Sydnie Beckman -Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;;</rishi@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>
FROM	James Hawks <james@tcifund.com></james@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 
DATE	1/12/2007	1/12/2007	1/12/2007
TYPE OF DOCUMENT	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld
NO.	514	515	516

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE					ΝΡ		ΛP	
9 E	AC	AC	AC	AC	AC/WP	AC	AC/WP	AC
DESCRIPTION	Inquiries related to certain agreements	Inquiries related to certain agreements	Inquiries related to certain agreements	Inquiries related to certain agreements	Legal memorandum.	SWAP related inquiries.	Memo re. federal securities laws and HSR	Email chain re. swap disclosure obligations.
၁၁	Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com< td=""><td></td><td></td><td>Jacobs, Arnold <ajacobs@proskauer.com &gt;; Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co </ajacobs@proskauer.com </td><td>Jacobs, Arnold <ajacobs@proskauer.com &gt;; Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co </ajacobs@proskauer.com </td><td></td><td></td></ajacobs@proskauer.com<></snehal@tcifund.com>			Jacobs, Arnold <ajacobs@proskauer.com &gt;; Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co </ajacobs@proskauer.com 	Jacobs, Arnold <ajacobs@proskauer.com &gt;; Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co </ajacobs@proskauer.com 		
10	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Williams, Allan <awilliams@proskauer.com &gt;</awilliams@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	The Children's Investment Master Fund	James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></james@tcifund.com>
FROM	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Proskauer Rose LLP	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	1/12/2007	1/12/2007	1/12/2007	1/12/2007	1/12/2007	1/12/2007	1/12/2007	1/13/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Letter	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	517	518	519	520	521	522	523	524

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP									
DESCRIPTION	Email chain containing AC, communications with in house counsel and attachment re. swap disclosure obligations.	Email chain containing AC communications with in house counsel and attachment re. swap disclosure obligations.	Email chain containing AC communications with in house counsel and attachment re. swap disclosure obligations.	Email chain containing AC communications with in house counsel and attachment re. swap disclosure obligations.	Email containing attorney-client AC communication re. swap disclosure obligations.	Email containing attorney-client AC communication re. swap disclosure obligations.	Email containing attorney-client AC communication re. swap disclosure obligations.	Email containing attorney-client AC communication re. swap disclosure obligations.	Email containing attorney-client AC communication re. swap disclosure obligations.	Email containing attorney-client AC communication re. swap disclosure obligations.
၁၁	<u> </u>	<u> </u>	<u> </u>	<u> </u>	Patrick Degorce   ΕΙ   Catrick@tcifund.com>   com	<u>iii 8 75</u>	Patrick Degorce El <a href="Patrick@tcifund.com"></a> ; α Rishi Sunak <a href="Rishi@tcifund.com"></a> ot <a href="Rishi@tcifund.com"></a>	回 35	<u>iii 8 75</u>	EI CC
10	Dina Grundy <dina@tcifund.com></dina@tcifund.com>	Dina Grundy <dina@tcifund.com></dina@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris@tcifund.com>	Patrick Degorce <patrick@tcifund.com></patrick@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
FROM	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Patrick Degorce <patrick@tcifund.com></patrick@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Patrick Degorce <patrick@tcifund.com></patrick@tcifund.com>
DATE	1/14/2007	1/14/2007	1/14/2007	1/14/2007	1/15/2007	1/15/2007	1/15/2007	1/15/2007	1/15/2007	1/15/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	TCI0929466- TCI0929467	TCI0929468- TCI0929469	TCI0929470- TCI0929471	TCI0929472- TCI0929473	TCI0929474- TCI0929476	TC10929477- TC10929479
NO.	525	526	527	528	12	13	41	15	16	17

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC
DESCRIPTION	Email containing attorney-client communication re. swap disclosure obligations.	Email containing attorney-client communication re. swap disclosure obligations.	Email containing attorney-client communications re. swap disclosure obligations.	Email and attachments containing attorney-client communication re. swap disclosure obligations.	Email containing attorney-client communications re. swap disclosure obligations.
၁၁					<eileen@tcifund.com></eileen@tcifund.com>
ТО	Patrick Degorce <patrick@tcifund.com></patrick@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Snehal Amin  Snehal Amin  Snehal@tcifund.com>; Chris Hohn <chris@tcifund.com>; James Hawks  <james@tcifund.com>; Ted Burgell <ted@tcifund.com>; Cathy O'Reilly  <cathy@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com>; Sobert Ottley  <robert@tcifund.com>; Sydnie Beckman  <sydnie <sydnie@tcifund.com="" beckman="">; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;;</sydnie></robert@tcifund.com></joflynn@tcifund.com></cathy@tcifund.com></ted@tcifund.com></james@tcifund.com></chris@tcifund.com>
FROM	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Eileen@tcifund.com>
DATE	1/15/2007	1/15/2007	1/15/2007	1/15/2007	1/15/2007
TYPE OF DOCUMENT		Email	Email	Email with attachment	Email
BATES NO.	TC10929480 - TC10929482	TC10929483 - TC10929485	TC10929486- TC10929487	Withheld	Withheld
NO.	18	19	20	529	530

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC								AC
DESCRIPTION	Email chain re. swap agreements and disclosure obligations.								Email containing attorney-client
၁၁	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>								
01	Snehal Amin <snehal@tcifund.com>; Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com>;</rishi@tcifund.com></chris@tcifund.com></snehal@tcifund.com>	James@tcifund.com>; Ted	Saffies frames Clames@tcifund.com>; Ted Burgell <ted@tcifund.com>; Cathy O'Reilly</ted@tcifund.com>	Salles hawks <a href="mailto:square;">squares@tcflund.com&gt;;</a> ; Cathy O'Reilly <a href="mailto:square;">cathy@tcflund.com&gt;;</a> , Joe  O'Flynn <a href="mailto:square;">o'Flynn@tcflund.com&gt;;</a> ;  Robert Ottley	Janles hawks James@tcflund.com>; Cathy O'Reilly Cathy@tcifund.com>; Joe O'Flynn SJohn@tcifund.com>; Robert Ottley Robert@tcifund.com>; Sydnie Beckman	James hawks James deficitud.com>; James@tcifund.com>; Cathy O'Reilly <cathy@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com>; Robert Ottley <robert@tcifund.com>; Sydnie Beckman <sydnie@tcifund.com>; Cousworth</sydnie@tcifund.com></robert@tcifund.com></joflynn@tcifund.com></cathy@tcifund.com>	James hawks James@etifund.com>; Jed@etifund.com>; Cathy O'Reilly <cathy@etifund.com>; Joe O'Flynn <joflynn@tcifund.com>; Robert Ottley <robert@etifund.com>; Sydnie Beckman <sydnie@etifund.com>; Joe Cusworth <joe@etifund.com>; Joe Gusworth <joe@etifund.com>; Joe</joe@etifund.com></joe@etifund.com></sydnie@etifund.com></robert@etifund.com></joflynn@tcifund.com></cathy@etifund.com>	James hawks James@ctfund.com>; Ted Burgell <ted@ctfund.com>; Cathy O'Reilly <cathy@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com>; Robert Ottley <robert@tcifund.com>; Sydnie Beckman <sydnie@tcifund.com>; Joe Cusworth <joe@ctifund.com>; Joe Gusworth <joe@ctifund.com>; Dina Grundy <dina@tcifund.com></dina@tcifund.com></joe@ctifund.com></joe@ctifund.com></sydnie@tcifund.com></robert@tcifund.com></joflynn@tcifund.com></cathy@tcifund.com></ted@ctfund.com>	James rawks James@ctifund.com>; Cathy O'Reilly Cathy O'Reilly Cathy@tcifund.com>; Joe O'Flynn CJOFlynn@tcifund.com>; Robert Ottley -Robert@tcifund.com>; Sydnie Beckman -Sydnie@tcifund.com>; Joe Cusworth -Joe@ctifund.com>; Joe Cusworth -Joe@ctifund.com>; Dina Grundy <dina@tcifund.com></dina@tcifund.com>
FROM	Eileen Moran <eileen@tcifund.com> &lt; 0 0</eileen@tcifund.com>	V	V III O V C	<u> </u>	<u> </u>				Snehal Amin
DATE	1/15/2007								1/15/2007
TYPE OF DOCUMENT	Email								Email
BATES NO.	Withheld								Withheld
O	531 V								V 832

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	0
DESCRIPTION	Email chain re. swap agreements AC and disclosure obligations.
၁၁	
ТО	Eileen Moran <eileen@tcifund.com>; Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; Cathy O'Reilly <cathy <john="" <robert="" <sydnie="" @tcifund.com="" beckman="" o'reilly="" ottley="" quitley="">; Joe Cusworth <john <sydnie="" @tcifund.com="" quitley="">; Joe Cusworth <john <="" <john="" p="" quitley=""></john></john></john></john></john></john></john></cathy></james@tcifund.com></rishi@tcifund.com></chris@tcifund.com></eileen@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	1/15/2007
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	533 \

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC
DESCRIPTION	Email chain re. swap agreements and disclosure obligations.
၁၁	
ТО	Eileen Moran <eileen@tcifund.com>; Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; Cathy O'Reilly <cathy <john="" com="" decition="" o'reilly="">; Cathy@tcifund.com&gt;; Cathy@tcifund.com&gt;; Cathy@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Robert Ottley <robert@tcifund.com>; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;;</robert@tcifund.com></cathy></james@tcifund.com></rishi@tcifund.com></chris@tcifund.com></eileen@tcifund.com>
FROM	Snehal@tcifund.com>
DATE	1/15/2007
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	534

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC.
DESCRIPTION	Email chain re. swap agreements and disclosure obligations.
၁၁	
ТО	Snehal Amin  Snehal@tcifund.com>; Eileen Moran <eileen@tcifund.com>; Rishi Sunak  <rishi@tcifund.com>; James Hawks  <james@tcifund.com>; Ted Burgell <ted@tcifund.com>; Cathy O'Reilly  <cathy@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com>; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Grundy <dina@tcifund.com>; Grundy <action>; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;;</action></dina@tcifund.com></joflynn@tcifund.com></cathy@tcifund.com></ted@tcifund.com></james@tcifund.com></rishi@tcifund.com></eileen@tcifund.com>
FROM	Joe Cusworth <joe@tcifund.com></joe@tcifund.com>
DATE	1/15/2007
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	235

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC
DESCRIPTION	Email chain re. swap agreements and disclosure obligations.
၁၁	
ТО	Snehal Amin  -Snehal@tcifund.com>; Eileen Moran  -Eileen@tcifund.com>; Hohn <chris@tcifund.com>; Rishi Sunak  -Rishi@tcifund.com&gt;; James Hawks  -James Hawks  -James@tcifund.com&gt;; Cathy O'Reilly  -Cathy@tcifund.com&gt;; Cothy@tcifund.com&gt;; Cothy@tcifund.com&gt;; Cothy@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Robert Ottley  -Sobert@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;;</chris@tcifund.com>
FROM	Joe Cusworth <joe@tcifund.com></joe@tcifund.com>
DATE	1/15/2007
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	536

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC
DESCRIPTION	Email chain re. swap agreements and disclosure obligations.
၁၁	
ТО	Joe Cusworth <joe@tcifund.com>; Eileen Moran  <eileen@tcifund.com>; Chris Hohn <chris@tcifund.com>; Rishi Sunak  <rishi@tcifund.com>; James Hawks  <james@tcifund.com>; Ted Burgell <ted@tcifund.com>; Cathy O'Reilly  <cathy <joflynn="" <joflynn@tcifund.com="" o'reilly="">; Joe O'Flynn  <joflynn@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com>; Sydnie Beckman  <sydnie <sydnie="" @tcifund.com="" beckman="">; Sydnie @tcifund.com&gt;; Sydnie @tcifund.com&gt;;</sydnie></joflynn@tcifund.com></joflynn@tcifund.com></cathy></ted@tcifund.com></james@tcifund.com></rishi@tcifund.com></chris@tcifund.com></eileen@tcifund.com></joe@tcifund.com>
FROM	Snehal@tcifund.com>
DATE	1/15/2007
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	537

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC.
DESCRIPTION	Email chain re. swap agreements and disclosure obligations.
၁၁	
ТО	Joe Cusworth <joedful <cathy="" <chris@tcifund.comp.;="" <eileen@tcifund.comp.;="" <james@tcifund.comp.;="" <joeilynn="" <joeilynn@tcifund.comp.;="" <rishi@tcifund.comp.;="" cathy="" chris="" comp.;="" eileen="" hawks="" hohn="" james="" joe="" moran="" o'flynn="" o'reilly="" rishi="" sunak="" sydnie@tcifund.comp.;="" sydnie@tcifund.comp.;<="" th=""></joedful>
FROM	Snehal@tcifund.com>
DATE	1/15/2007
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	538

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

~	
BASIS FOR PRIVILEGE	
8 4	AC AC
DESCRIPTION	Email chain containing communications with in house counsel re. swap agreements and disclosure obligations.
၁၁	
01	Snehal Amin  -Snehal@tcifund.com>; Joe Cusworth  -Joe@tcifund.com>; Chris Hohn <chris@tcifund.com>; Rishi Sunak  -Rishi@tcifund.com&gt;; James Hawks  -James@tcifund.com&gt;; James Hawks  -James@tcifund.com&gt;; Cathy O'Reilly  -Cathy@tcifund.com&gt;; Joe O'Flynn  -JOFlynn@tcifund.com&gt;; Robert Ottley  -Robert Ottley  -Robert@tcifund.com&gt;; Sydnie Beckman  -Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;;</chris@tcifund.com>
FROM	Eileen@tcifund.com>
DATE	1/15/2007
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	539

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	YC YC
DESCRIPTION	Email chain re. swap agreements and disclosure obligations.
၁၁	
ТО	Snehal Amin  -Snehal@tcifund.com>; Joe Cusworth  -Joe@tcifund.com>; Chris Hohn <chris@tcifund.com>; Rishi Sunak  -Rishi@tcifund.com&gt;; James Hawks  -James@tcifund.com&gt;; Ted Burgell <ted@tcifund.com>; Ted Burgell <ted@tcifund.com>; Cathy O'Reilly  -Cathy@tcifund.com&gt;; Joe O'Flynn  -JOFlynn@tcifund.com&gt;; Robert Ottley  -Robert@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;;</ted@tcifund.com></ted@tcifund.com></chris@tcifund.com>
FROM	Eileen@tcifund.com>
DATE	1/15/2007
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	540

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC
DESCRIPTION	Email chain re. swap agreements and disclosure obligations.
၁၁	
ТО	Eileen Moran  -Eileen@tcifund.com>; Joe Cusworth  -Joe@tcifund.com>; Chris Hohn <chris@tcifund.com>; Rishi Sunak  -Rishi@tcifund.com&gt;; James Hawks  -James Hawks  -James@tcifund.com&gt;; Cathy O'Reilly  -Cathy@tcifund.com&gt;; Joe O'Flynn  -JOFlynn@tcifund.com&gt;; Robert@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Robert@tcifund.com&gt;; Robert@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;;</chris@tcifund.com>
FROM	Snehal@tcifund.com>
DATE	1/15/2007
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	541

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC
DESCRIPTION	and disclosure obligations.	Email and attachments containing attorney-client communications reswap agreements and disclosure obligations.	Email re. swap agreements and disclosure obligations.
၁၁		Sydnie@tcifund.com>	Robert Ottley <robert@tcifund.com>; Sydnie Beckman <sydnie@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></sydnie@tcifund.com></robert@tcifund.com>
ОТ	Eileen Moran <eileen@tcifund.com>; Joe Cusworth <joe@tcifund.com>; Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; Ted Burgell <ted@tcifund.com>; Cathy O'Reilly <joephy <joephy="" com="" o'reilly="">; Joe O'Flynn <joflynn@tcifund.com>; Joe O'Flynn@tcifund.com&gt;; Sybort@tcifund.com&gt;; Sybort@tcifund.com&gt;; Sydnie Beckman <sydnie@tcifund.com>; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;; Sydnie@tcifund.com&gt;;</sydnie@tcifund.com></joflynn@tcifund.com></joephy></ted@tcifund.com></james@tcifund.com></rishi@tcifund.com></chris@tcifund.com></joe@tcifund.com></eileen@tcifund.com>	James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com>; Ted Burgell <ted@tcifund.com></ted@tcifund.com></eileen@tcifund.com></james@tcifund.com>	awilliams@proskauer.com
FROM	Snehal@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>
DATE	1/15/2007	1/15/2007	1/15/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld
NO.	542	543	544

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC
DESCRIPTION	Email chain re. swap agreements and disclosure obligations.	Email re. swap agreements and disclosure obligations.	Email re. swap agreements and disclosure obligations.	Email re. swap agreements and disclosure obligations.
၁၁	Sydnie Beckman <sydnie@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></sydnie@tcifund.com>	James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com>; Ted Burgell <ted@tcifund.com>; Robert Ottley <robert@tcifund.com>; Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com></robert@tcifund.com></ted@tcifund.com></eileen@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com>; Ted Burgell <ted@tcifund.com>; Robert Ottley <robert@tcifund.com>; Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com></robert@tcifund.com></ted@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com>; Ted Burgell <ted@tcifund.com>; Robert Ottley <robert@tcifund.com>; Sydnie Beckman <sydnie@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></sydnie@tcifund.com></robert@tcifund.com></ted@tcifund.com></james@tcifund.com>
01	Robert Ottley <robert@tcifund.com>; James Hawks <james@tcifund.com>; Ted Burgell <ted@tcifund.com></ted@tcifund.com></james@tcifund.com></robert@tcifund.com>	Snehal @tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Snehal @tcifund.com>
FROM	Eileen @tcifund.com>	Eileen@tcifund.com>	Snehal@tcifund.com>	Eileen@tcifund.com>
DATE	1/15/2007	1/15/2007	1/15/2007	1/15/2007
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	545	546 \	547 V	548 N

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. swap agreements and disclosure obligations.	Email re. swap agreements and disclosure obligations.	Email re. CSX shares and HSR filing.	Inquiry about rules related to disgorgement of profits.	Chris Hohn Email chain re. inquiry about rules <chris@tcifund.com>; Rishi related to disgorgement of profits. Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>	Email chain re. CSX shares and HSR filing.	Email chain re. CSX shares and HSR filing.
၁၁			Ingrassia, John <jiingrassia@proskauer.co m="">; Jacobs, Arnold <ajacobs@proskauer.com>; Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com></ajacobs@proskauer.com></jiingrassia@proskauer.co>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>		Cathy O'Reilly <cathy@tcifund.com>; Robert Ottley <robert@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></robert@tcifund.com></cathy@tcifund.com>
ОТ	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com>; Cathy O'Reilly <cathy@tcifund.com>; Robert Ottley <robert@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></robert@tcifund.com></cathy@tcifund.com></eileen@tcifund.com></james@tcifund.com>	ajacobs@proskauer.com	Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com>	Rachel Dickens <rachel@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></rachel@tcifund.com>	Eileen Moran <eileen@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></eileen@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Eileen @tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>
DATE	1/15/2007	1/15/2007	1/15/2007	1/15/2007	1/15/2007	1/16/2007	1/16/2007
TYPE OF DOCUMENT	Email	Email	- Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	549	250		552	553	554	555

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email and attachment re. swap Aisclosure obligations.	Email chain re. swap agreements A and disclosure obligations.	ements	Email chain re. CSX shares and AHSR filing.	Email chain re. CSX shares and HSR filing.  Email chain re. swap agreements and disclosure obligations.	Email chain re. swap agreements A and disclosure obligations.	Email chain re. swap agreements A and disclosure obligations.
၁၁			Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	awilliams@proskauer.com; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com>; Chris Hohn  <chris@tcifund.com>; Rishi Sunak  <rishi@tcifund.com>;  <robert <robert@tcifund.com="" ottley="">;  Sydnie Beckman  <sydnie@tcifund.com>;  Jacobs, Arnold  <ajacobs, <ajacobs,="" <ji="" arnold="">Jingrassia@proskauer.com  ; Ingrassia@proskauer.com  ; Ingrassia@proskauer.com  ; Ingrassia@proskauer.com</ajacobs,></sydnie@tcifund.com></robert></rishi@tcifund.com></chris@tcifund.com></ajacobs@proskauer.com>		
ТО	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	awilliams@proskauer.com	jingrassia@proskauer.com	Snehal Amin  -Snehal@tcifund.com>; James Hawks  -James@tcifund.com>; Eileen Moran  -Eileen@tcifund.com>; Cathy O'Reilly  -Cathy@tcifund.com>; Robert@tcifund.com>; Joe O'Flynn  -JOFlynn@tcifund.com> Eileen Moran  -Eileen@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>
FROM	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Ingrassia@proskauer.co m> Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>
DATE	1/16/2007	1/16/2007	1/16/2007	1/16/2007	1/16/2007	1/16/2007	1/16/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	955	299	558	559	560	562	563

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC/WP	AC
DESCRIPTION	Email chain re. swap agreements and disclosure obligations.	Email chain re. CSX shares and HSR filing.	Email and attachments re. swap agreements and disclosure obligations.	Email chain re. swap agreements and disclosure obligations.	Email chain re. swap agreements and disclosure obligations.	Email chain and attachment re. CSX shares and HSR filing.	Email chain re. CSX shares and HSR filing.
၁၁		Williams, Allan Email chair <awilliams@proskauer.co filing.<br="" hsr="">m&gt;</awilliams@proskauer.co>	Eileen Moran <eileen@tcifund.com>; Robert Ottley <robert@tcifund.com>; Ted Burgell <ted@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></ted@tcifund.com></robert@tcifund.com></eileen@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>		Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Jacobs, Arnold <ajacobs@proskauer.com filing.="" hsr="">; Ingrassia, John <jingrassia@proskauer.co< th=""></jingrassia@proskauer.co<></ajacobs@proskauer.com>
ТО	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Williams, Allan <awilliams@proskauer.com <bobert="" <robert@tcifund.com="" ottley="">;  Ted Burgell  <ted@tcifund.com>;  James Hawks  <james@tcifund.com>;</james@tcifund.com></ted@tcifund.com></awilliams@proskauer.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	n Sydnie Beckman Sydnie@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	n proskauer.co <eileen@toifund.com></eileen@toifund.com>
FROM	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	kauer.co	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 
DATE	1/16/2007	1/16/2007	1/16/2007	1/16/2007	1/16/2007	1/16/2007	1/16/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email	Email	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	264	265		267	895	695	570

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email chain re. HSR filing.	Email containing attorney-client communications re. swap agreements and disclosure obligations.	and attachment re.	Chris Hohn Email chain re. inquiry about rules <chris@tcifund.com>; Rishi related to disgorgement of profits. Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>	Email chain re. inquiry about rules related to disgorgement of profits.	Email chain re. inquiry about rules related to disgorgement of profits.	Email chain re. inquiry about rules related to disgorgement of profits.
၁၁	Jacobs, Arnold <ajacobs@proskauer.com &gt;; Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com></ajacobs@proskauer.com 	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Robert Ottley <robert@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></robert@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>			
ТО	Snehal Amin <snehal@tcifund.com>;  James Hawks  <james@tcifund.com>;  Eileen Moran  <eileen@tcifund.com>;  Cathy O'Reilly  <cathy@tcifund.com>;  Robert Ottley  <robert <robert@tcifund.com="" ottley="">; Joe O'Flynn  <joflynn< td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com></td><td>Snehal Amin oskauer.com <snehal@tcifund.com></snehal@tcifund.com></td><td>AJacobs@proskauer.com</td><td>Chris Hohn <chris@tcifund.com></chris@tcifund.com></td><td>Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></td></joflynn<></robert></cathy@tcifund.com></eileen@tcifund.com></james@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Snehal Amin oskauer.com <snehal@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com>
FROM	Ingrassia @proskauer.co   m>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
DATE	1/16/2007	1/17/2007	1/17/2007	1/17/2007	1/17/2007	1/17/2007	1/18/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1 22	572	573	574	575	576	577

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE										
DESCRIPTION F	Email chain re. inquiry about rules AC related to disgorgement of profits.	Email chain re. inquiry about rules AC related to disgorgement of profits.	Email and attachment re. meeting AC with Morgan Stanley.	Email chain re. meeting with AC Morgan Stanley.	Email chain re. meeting with AC Morgan Stanley.	Email chain re. meeting with AC Morgan Stanley.	Email chain re. meeting with AC Morgan Stanley.	Email chain re. meeting with AC Morgan Stanley.	Email chain re. meeting with AC Morgan Stanley.	Email chain re. meeting with AC Morgan Stanley.
၁၁	En En	En En		Snehal Amin  Snehal@tcifund.com>;  Williams, Allan <awilliams@proskauer.co m=""></awilliams@proskauer.co>	AWilliams@proskauer.com En	Williams, Allan <awilliams@proskauer.co mc<br="">m&gt;</awilliams@proskauer.co>	AWilliams@proskauer.com En	Williams, Allan <awilliams@proskauer.co mc<br="">m&gt;</awilliams@proskauer.co>	AWilliams@proskauer.com En Mc	Williams, Allan En <awilliams@proskauer.co mc<br="">m&gt;</awilliams@proskauer.co>
ОТ	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com> <snehal@tcifund.com></snehal@tcifund.com></ajacobs@proskauer.com>		AJacobs@proskauer.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin   Oskauer.com   <snehal@tcifund.com>;   Rishi Sunak   <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Jacobs, Arnold   Chris Hohn <ajacobs@proskauer.com <chris@tcifund.com=""  =""> &gt;</ajacobs@proskauer.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Jacobs, Arnold Rishi Sunak <ajacobs@proskauer.com <rishi@tcifund.com=""></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 
DATE	1/18/2007	1/18/2007	1/20/2007	1/21/2007	1/21/2007	1/21/2007	1/21/2007	1/21/2007	1/21/2007	1/21/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	578	579	580	581	582	583	584	585	586	587

Page 44

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email chain re. meeting with Morgan Stanley.	Email chain re. meeting with Amorgan Stanley.	Email chain re. meeting with A Morgan Stanley.	Email re. HSR filing.	Email chain re. meeting with Amorgan Stanley.	Email chain re. meeting with Amorgan Stanley.	Email chain and attachment re. HSR filing.	Email and attachment re. swap Aconfirmations.	Email chain re. HSR filing.
သ	AWilliams@proskauer.com				Snehal Amin Snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin Snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 		Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Rachel Dickens <rachel@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></rachel@tcifund.com>
01	AJacobs@proskauer.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	AJacobs@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Eileen Moran <eileen@tcifund.com>; jingrassia@proskauer.com</eileen@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com>	Rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></snehal@tcifund.com>	Williams, Allan Robert Ottley <awilliams@proskauer.com <robert@tcifund.com=""></awilliams@proskauer.com>	Ingrassia, John <jingrassia@proskauer.com &gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></jingrassia@proskauer.com 
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Jacobs, Arnold Rishi Sunak <ajacobs@proskauer.com <rishi@tcifund.com=""> &gt;</ajacobs@proskauer.com>	Ingrassia, John <iingrassia@proskauer.co m&gt;</iingrassia@proskauer.co 	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>
DATE	1/21/2007	1/21/2007	1/21/2007	1/21/2007	1/21/2007	1/21/2007	1/21/2007	1/22/2007	1/22/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email with attachment	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	588	689	290	591	592	593	594	295	296

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE			0	0	0	0			
DESCRIPTION	Email chain re. HSR filing. AC	Email chain re. HSR filing.	Email chain re. HSR filing.	Email chain re. HSR filing.	Email chain containing AC communications with Proskauer re. HSR filing.	Email chain re. HSR filing.	Email chain re. HSR filing. AC	Email chain re. HSR filing.	Email chain containing AC communications with Proskauer re. HSR filing.
၁၁	Joe O'Flynn <joflynn@tcifund.com>; Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com></joflynn@tcifund.com>	Rachel Dickens <rachel@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></rachel@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Rachel Dickens <rachel@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></rachel@tcifund.com>			
10	Ingrassia, John <jingrassia@proskauer.com &gt;</jingrassia@proskauer.com 	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Eileen Moran <eileen@tcifund.com>; jingrassia@proskauer.com</eileen@tcifund.com>	Snehal Amin Snehal@tcifund.com>; Eileen Moran <eileen@tcifund.com>; jingrassia@proskauer.com</eileen@tcifund.com>	Rachel Dickens <rachel@tcifund.com>; Eileen Moran <eileen@tcifund.com>; jingrassia@proskauer.com</eileen@tcifund.com></rachel@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></snehal@tcifund.com>	jingrassia@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
FROM	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	1/22/2007	1/22/2007	1/22/2007	1/22/2007	1/22/2007	1/22/2007	1/22/2007	1/22/2007	1/22/2007
TYPE OF DOCUMENT		Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	297	298	669	009	601	602	603	604	909

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC/WP	AC/WP	AC/WP
DESCRIPTION	Email chain containing communications with Proskauer re. HSR filing.	Email re. CSX model and forecasts.	Email chain re. CSX model and forecasts.	Engagement letter.	Legal memorandum.	Legal memorandum.			
၁၁							Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com< td=""></ajacobs@proskauer.com<></snehal@tcifund.com>
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	AJacobs@proskauer.com; AWilliams@proskauer.com	Snehal Amin «Snehal@tcifund.com»; Jacobs, Arnold «AJacobs@proskauer.com»	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>
FROM	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	n cifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	nd.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 
DATE	1/22/2007	1/22/2007	1/22/2007	1/22/2007	1/22/2007	1/22/2007	1/22/2007	1/22/2007	1/22/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	909	209	809	609	610	611	612	613	614

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE										
DESCRIPTION B	Email chain re. engagement Agreement.	Email chain re. HSR filing.	Email chain and attachments re. AC HSR filing.	Email chain re. HSR filing.	Email chain re. HSR filing.	Email chain re. HSR filing.	Email chain re. HSR filing.	Email chain re. HSR filing.	Email and attachments re. HSR AC filing.	Email chain re. HSR filing.
၁၁	Snehal Amin  Snehal@tcifund.com>;  Agree Jacobs, Arnold <ajacobs@proskauer.com>; Robert Ottley  <robert@tcifund.com></robert@tcifund.com></ajacobs@proskauer.com>	Rachel Dickens Email <rachel@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></rachel@tcifund.com>	Eileen Moran   Email chai <eileen@tcifund.com> HSR filing.</eileen@tcifund.com>	Email	Eileen Moran Email <eileen@tcifund.com></eileen@tcifund.com>	Email	Eileen Moran   Email   Cemail   Cemail	Eileen Moran Email <eileen@tcifund.com></eileen@tcifund.com>	Email filing.	Email
ТО	Eileen @tcifund.com>	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Ingrassia, John <jingrassia@proskauer.com &gt;</jingrassia@proskauer.com 	Rachel Dickens <rachel@tcifund.com>; jingrassia@proskauer.com</rachel@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Eileen Moran <eileen@tcifund.com>; Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com></eileen@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Ingrassia, John <jingrassia@proskauer.com>; Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com></jingrassia@proskauer.com>	Ingrassia, John <jingrassia@proskauer.com &gt;</jingrassia@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 
DATE	1/22/2007	1/23/2007	1/23/2007	1/23/2007	1/23/2007	1/23/2007	1/24/2007	1/24/2007	1/24/2007	1/24/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email	Email	Email	Email	Email	Email with attachment	Email
BATES NO.	Withheld	TC10929847 - TC10929850	TC10929851 - TC10929992	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	615	21	22	616	617	618	619	620	621	622

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

Eileen Moran Joe O'Flynn <eileen@tcifund.com>; <joflynn@tcifund.com> filing. Ingrassia@proskauer.com</joflynn@tcifund.com></eileen@tcifund.com>
ingrassia@proskauer.com Email re. HSR filing.
Jacobs, Arnold Rishi Sunak Email re. recap of meeting with AJacobs@proskauer.com> Rishi@tcifund.com> Morgan Stanley.
Snehal Amin Email chain re. HSR filing.
Ingrassia, John  Sjingrassia@proskauer.com  John
Snehal Amin Email chain re. HSR filing. <snehal@tcifund.com></snehal@tcifund.com>
jingrassia@proskauer.com Email chain re. HSR filing.
jingrassia@proskauer.com   Email chain re. HSR filing.
Snehal Amin
Chris Hohn Rishi Sunak Email chain re. HSR filing. <chris@tcifund.com>; Eileen <rishi@tcifund.com> <eileen@tcifund.com>;  Rachel Dickens  Action of the comp of</eileen@tcifund.com></rishi@tcifund.com></chris@tcifund.com>

Page 49

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email chain re. HSR filing.	Email chain re. HSR filing.	Inquiry about HSR filings.	Engagement Letter.	Inquiry about HSR filings.	Inquiry about HSR filings.	Inquiry about 13D filing with the SEC.	Email and attachments re. a legal issues log.	Inquiry about rules related to disgorgement of profits.
၁၁			Rachel Dickens <rachel@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></snehal@tcifund.com></rachel@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold  <ajacobs@proskauer.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></ajacobs@proskauer.com></snehal@tcifund.com>	Rachel Dickens <rachel@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rachel@tcifund.com>	Rachel Dickens <rachel@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rachel@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Joe OFlynn <joflynn@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></joflynn@tcifund.com>	Eileen Moran <eileen@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></eileen@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
FROM	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Jacobs, Arnold Chris Hohn <ajacobs@proskauer.com <chris@tcifund.com=""></ajacobs@proskauer.com>
DATE	1/24/2007	1/24/2007	1/24/2007	1/25/2007	1/25/2007	1/25/2007	1/25/2007	1/26/2007	1/26/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
ON	634	635	636	637	638	639	640	641	642

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	U	O	O	AC AC	AC
DESCRIPTION	Inquiry about rules related to A disgorgement of profits.	Inquiry about rules related to AC disgorgement of profits.	Email re. HSR filing.	Email and attachment re. HSR AC filing.	Email chain re. HSR filing.	Email re. counterparty A documentation.
၁	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rachel Dickens <rachel@tcifund.com>; James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></eileen@tcifund.com></james@tcifund.com></rachel@tcifund.com>		Rachel Dickens  -{Rachel@tcifund.com>; James Hawks -{James@tcifund.com>; Eileen Moran -{JOFlynn@tcifund.com> Joe O'Flynn -{JOFlynn@tcifund.com> James Hawks -{Aarhel Dickens -{James Hawks -{James Hawks -{James Moran -{Eileen Moran -{Eileen Moran -{Eileen Moran -{Eileen@tcifund.com>; -{John @tcifund.com> Joe O'Flynn	Ted Burgell <ted@tcifund.com></ted@tcifund.com>
ОТ	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com> <snehal@tcifund.com></snehal@tcifund.com></ajacobs@proskauer.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Ingrassia@proskauer.com 	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com> Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></snehal@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>
FROM	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Jacobs, Arnold Chris Hohn <ajacobs@proskauer.com <chris@tcifund.com=""></ajacobs@proskauer.com>	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m=""> Ingrassia, John <jingrassia@proskauer.co m=""></jingrassia@proskauer.co></jingrassia@proskauer.co>	James Hawks <james@tcifund.com></james@tcifund.com>
DATE	1/27/2007	1/27/2007	1/30/2007	1/30/2007	1/30/2007	1/31/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment		Email
BATES NO.	Withheld	Withheld	TCl0935170- TCl0935176	TCI0935177- TCI0935200	TCI0935201- TCI0935208 Withheld	Withheld
NO.	643	644	74	92	645	646

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BATES NO.	TYPE OF DOCUMENT	DATE	FROM	О	SS	DESCRIPTION	BASIS FOR PRIVILEGE
	Email	1/31/2007	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com="">; &gt; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Rosow, Stuart L. <srosow@proskauer.com>; Williams, Allan <awilliams@proskauer.co< td=""><td>Email re. REIT.</td><td>V V</td></awilliams@proskauer.co<></srosow@proskauer.com>	Email re. REIT.	V V
	Email with attachment	2/1/2007	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Jacobs, Arnold Email and attac <ajacobs@proskauer.com letter.="" retention=""></ajacobs@proskauer.com>	chments re. counsel	AC/WP
	Email	2/2/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com	Rishi Sunak <rishi@tcifund.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></rishi@tcifund.com>	Email re. CSX takeover defense.	AC
	Email	2/4/2007	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com="">&gt;</ajacobs@proskauer.com>		Rishi Sunak <rishi@tcifund.com>; Chris Hohn  <chris@tcifund.com>; Williams, Allan  <awilliams@proskauer.co m=""></awilliams@proskauer.co></chris@tcifund.com></rishi@tcifund.com>	Email re. CSX takeover defense.	AC
	Email	2/8/2007	James Hawks <james@tcifund.com></james@tcifund.com>	Ingrassia, John Rachel Dickens <jingrassia@proskauer.com <rachel@tcifund.com="">; Eileen Moran <eileen <eileen="" <eileen<="" moran="" td=""><td>Rachel Dickens <rachel@tcifund.com>; Eileen Moran <eileen@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></joflynn@tcifund.com></eileen@tcifund.com></rachel@tcifund.com></td><td>Email re. HSR filing.</td><td>AC</td></eileen></jingrassia@proskauer.com>	Rachel Dickens <rachel@tcifund.com>; Eileen Moran <eileen@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></joflynn@tcifund.com></eileen@tcifund.com></rachel@tcifund.com>	Email re. HSR filing.	AC
TCI0935557- TCI0935580	Email with attachment	2/8/2007	James Hawks <james@tcifund.com></james@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com></joflynn@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Email and attachment re. HSR filing.	AC/WP

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. HSR filing.	Email chain re. HSR filing.	Email chain re. HSR filing.	Email re. contacting CSX.	Email re. contacting CSX.	Email re. contacting CSX.	Email re. contacting CSX.	Email re. contacting CSX.	Email re. LBO.
၁၁	Rachel Dickens <rachel@tcifund.com>; Eileen Moran  <eileen@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com>; Snehal Amin  <snehal@tcifund.com></snehal@tcifund.com></joflynn@tcifund.com></eileen@tcifund.com></rachel@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Rachel Dickens <rachel@tcifund.com>; Eileen Moran  <eileen@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com>; Snehal Amin  <snehal@tcifund.com></snehal@tcifund.com></joflynn@tcifund.com></eileen@tcifund.com></rachel@tcifund.com>						Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
10	James Hawks <james@tcifund.com></james@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	AJacobs@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com	AJacobs@proskauer.com
FROM	Ingrassia@proskauer.co <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Ingrassia@proskauer.co <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
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NO.	62	651	652	623	654	. 655	929	657	658

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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၁၁		Rishi Sunak <rishi@tcifund.com>; Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co </rishi@tcifund.com>									Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	
10	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	d Snehal Amin oskauer.com <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	AJacobs@proskauer.com	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	d oskauer.com	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>
DATE	2/13/2007	2/13/2007	2/13/2007	2/13/2007	2/13/2007	2/14/2007	2/14/2007	2/15/2007	2/15/2007	2/15/2007	2/16/2007	2/19/2007
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NO.	629	099	661	662	663	. 08	664	81	999	999	299	899

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၁၁					Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></eileen@tcifund.com></james@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	
ОТ	Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com>		Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Snehal Amin <a>Snehal@tcifund.com&gt;</a>	Jacobs, Arnold <ajacobs@proskauer.com ·<br="">&gt;</ajacobs@proskauer.com>
DATE	2/19/2007	2/19/2007	2/19/2007	2/19/2007	2/19/2007	2/19/2007	2/20/2007	2/20/2007	2/21/2007	2/22/2007	2/22/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email	Email	Email
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NO.	699	029	671	672	673	674	675	929	229	678	629

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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၁၁				James Hawks <james@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></james@tcifund.com>			Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	
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FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	er.co	Ingrassia, John <iingrassia@proskauer.co m&gt;</iingrassia@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>
DATE	2/22/2007	2/22/2007	2/22/2007	2/26/2007	2/26/2007	2/26/2007	2/26/2007	2/26/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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<pre></pre> <pre>&lt;</pre>
Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>
oskauer.co
Ingrassia, John <jingrassia@pr m&gt;   Snehal Amin</jingrassia@pr 
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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC/WP	AC
DESCRIPTION	Email and attachment re. letter to CSX Board.	Internal discussion of counsel's advice re. HSR filing.	Internal discussion of counsel's advice re. HSR filing.	counsel's	f counsel's	.XS.C	Email re. contacting CSX.	Email and attachment re. letter to CSX Board.	Email re. letter to CSX Board.
၁၁	Rishi@tcifund.com>					Rishi@tcifund.com>		Rishi@tcifund.com>	
01	шос	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		ajacobs@proskauer.com; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></awilliams@proskauer.com></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com>
FROM	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com="">; Williams, Allan <awilliams@proskauer.com <awilliams@proskauer.com<="" td=""><td>Chris Hohn <chris@tcifund.com></chris@tcifund.com></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Chris Hohn <chris@tcifund.com></chris@tcifund.com></td><td>Chris Hohn <chris@tcifund.com></chris@tcifund.com></td><td>r.com</td><td>Chris Hohn <chris@tcifund.com></chris@tcifund.com></td><td>Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com="">;</ajacobs@proskauer.com></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td></awilliams@proskauer.com></ajacobs@proskauer.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	r.com	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com="">;</ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	2/27/2007	2/27/2007	2/27/2007	2/27/2007	2/27/2007	2/27/2007	2/27/2007	2/27/2007	2/28/2007
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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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DESCRIPTION	Email and attachment re. HSR filing.	Email re. contacting CSX.	Email re. attorney conversation with AC Baggs.	Email re. attorney conversation with AC Baggs.	HSR analysis	Email chain re. HSR filing.
S		Rishi@tcifund.com>	Rishi@tcifund.com>	Rishi@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	James Hawks <james@tcifund.com>; Rachel Dickens <rachel@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rachel@tcifund.com></james@tcifund.com>
ОТ	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Snehal Amin oskauer.com <snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></awilliams@proskauer.com></snehal@tcifund.com>	Jacobs, Arnold Jacobs, Arnold Rishi Sunak <ajacobs@proskauer.com>; <rishi@tcifund.com> Snehal Amin <snehal@tcifund.com>; Williams, Allan <awilliams, allan="">; Chris Hohn <chris@tcifund.com></chris@tcifund.com></awilliams,></snehal@tcifund.com></rishi@tcifund.com></ajacobs@proskauer.com>	Jacobs, Arnold  AJacobs@proskauer.com>; <rishi@tcifund.com> Williams, Allan  <awilliams@proskauer.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></awilliams@proskauer.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Joe OFlynn <joflynn@tcifund.com></joflynn@tcifund.com>
FROM	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 
DATE	2/28/2007	2/28/2007	2/28/2007	2/28/2007	2/28/2007	3/1/2007
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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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သ	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi@tcifund.com>		James Hawks <james@tcifund.com>; Rachel Dickens <rachel@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rachel@tcifund.com></james@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></ajacobs@proskauer.com 		
01	James Hawks <james@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com>; Eileen Moran <eileen@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></eileen@tcifund.com></joflynn@tcifund.com></james@tcifund.com>	Snehal Amin  Snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.com>; Chris Hohn  <chris@tcifund.com></chris@tcifund.com></awilliams@proskauer.com>	Regulatory Solutions <regulatory@tcifund.com></regulatory@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Ingrassia, John Jacobs, Arnold Email and attachmen <a href="mailto:jingrassia@proskauer.com">delingrassia@proskauer.com</a>   AJacobs@proskauer.com   consultant's analysis.	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com="">; Williams, Allan <awilliams@proskauer.p; <chris@tcifund.com="" chris="" hohn=""></awilliams@proskauer.p;></ajacobs@proskauer.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
DATE	3/1/2007	3/1/2007	3/1/2007	3/1/2007	3/2/2007	3/2/2007	3/2/2007
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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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၁၁								Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Jacobs, Arnold <ajacobs@proskauer.com>; Joe O'Flynn <joflynn@tcifund.com>; Matthew King <matt@tcifund.com></matt@tcifund.com></joflynn@tcifund.com></ajacobs@proskauer.com>
10	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; jingrassia@proskauer.com; ajacobs@proskauer.com</rishi@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»; Jacobs, Arnold «AJacobs@proskauer.com»	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></joflynn@tcifund.com>	jingrassia@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ingrassia, John Jacobs, Arnold <jingrassia@proskauer.com <ajacobs@proskauer.com=""></jingrassia@proskauer.com>	Ingrassia, John <jingrassia@proskauer.com &gt;</jingrassia@proskauer.com 
FROM	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal@tcifund.com>
DATE	3/2/2007	3/2/2007	3/2/2007	3/2/2007	3/2/2007	3/2/2007	3/2/2007	3/2/2007	3/2/2007
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BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	715	716	717	718	719	720	721	722	723

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	SEC filing fee information.	Email chain re. SEC filing fee information.	Email chain re. SEC filing fee information.	Email chain re. SEC filing fee information.	Email containing communications with Proskauer. letter to CSX Board.	Email re. investments in CSX and tax consequences.
၁၁						
ОТ	Snehal Amin <snehal@tcifund.com>; jingrassia@proskauer.com; ajacobs@proskauer.com</snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></snehal@tcifund.com></rishi@tcifund.com>	Ingrassia, John <jingrassia@proskauer.com &gt;</jingrassia@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; Cathy O'Reilly <cathy@tcifund.com>; Robert Ottley <robert@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></robert@tcifund.com></cathy@tcifund.com></joflynn@tcifund.com>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	3/2/2007	3/2/2007	3/2/2007	3/2/2007	3/3/2007	3/3/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	724	725	726	727	728	729

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. investments in CSX and A tax consequences.	Forwarded email from counsel re. A HSR filing.	Email re. investments in CSX. A	Internal discussion of counsel's A email re. HSR filing.	Email re. tender offer.	Email re. swaps and tax A consequences.	Email re. swaps and tax consequences.	s and tax
၁၁						Joe O'Flynn CJOFlynn@tcifund.com>; Robert Ottley <robert@tcifund.com>; Chris Hohn CChris@tcifund.com&gt;</robert@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
ОТ	Snehal Amin <snehal@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com>; Cathy O'Reilly  <cathy@tcifund.com>; Robert Ottley  <robert@tcifund.com></robert@tcifund.com></cathy@tcifund.com></joflynn@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	James Hawks <james@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com>; Cathy O'Reilly <cathy@tcifund.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></cathy@tcifund.com></joflynn@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
FROM	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal@tcifund.com>	Rishi Sunak   <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Chris Hohn   <chris@tcifund.com></chris@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>
DATE	3/3/2007	3/3/2007	3/3/2007	3/3/2007	3/5/2007	3/5/2007	3/5/2007	3/5/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email
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NO.	730	731		733	. 28	88	68	. 06

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC .	AC	AC/WP	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email chain and attachments re. attorney recommendations.	Forwarded email and attachment from counsel re. HSR filing.			Email and attachment re. letter to , CSX Mgt.	Email and attachment re. letter to CSX Mgt.	Email and attachment re. letter to CSX Mgt.	Email and attachment re. letter to CSX Mgt.	Email chain and attachments re. attorney recommendations.	Email chain and attachments re. attorney recommendations.	Email and attachments re. Virginia law firms.
၁၁											
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rachel Dickens <a href="mailto:rem">Rachel@tcifund.com</a>	Snehal Amin  -Snehal@tcifund.com>; Joe OFlynn  -JOFlynn@tcifund.com>; Cathy O'Reilly  -Cathy@tcifund.com>; Robert Ottley	James Hawks <james@tcifund.com></james@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Robin Doumar <robin.doumar@parksqua <snehal@tcifund.com=""></robin.doumar@parksqua>	Joe O'Flynn <a>JOFlynn@tcifund.com&gt;</a>		und.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com <<br="">&gt;</ajacobs@proskauer.com>	nd.com>	d oskauer.com	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Jacobs, Arnold <ajacobs@proskauer.com <<="" td=""><td>Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com></td></ajacobs@proskauer.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>
DATE	3/5/2007	3/5/2007	3/5/2007	3/5/2007	3/7/2007	3/7/2007	3/7/2007	3/7/2007	3/9/2007	3/9/2007	3/9/2007
TYPE OF DOCUMENT	Email	Email with attachment		Email	Email with attachment	Email :	Email	Email	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld		Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	734	735		737	738	739	740	147	742	743	744

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	l and attachment re. HSR	Email and attachment re. HSR filing.	Email re. HSR filing.	Email re. HSR filing.	Email re. HSR filing and CSX trades.	Email re. HSR filing.	Forwarded email and attachment from counsel re. HSR filing.	Email re. HSR filing.	Email re. HSR filing and CSX trades.
၁၁	Jacobs, Arnold <ajacobs@proskauer.com filing.=""></ajacobs@proskauer.com>								
10	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	Chris Hohn  CChris@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com>; Cathy O'Reilly  <cathy@tcifund.com>; James Hawks  <james@tcifund.com></james@tcifund.com></cathy@tcifund.com></joflynn@tcifund.com>	Ingrassia, John <jingrassia@proskauer.com &gt;</jingrassia@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Cathy O'Reilly <cathy@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></cathy@tcifund.com>	Ingrassia, John <jingrassia@proskauer.com &gt;</jingrassia@proskauer.com 	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»
FROM	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>
DATE	3/12/2007	3/12/2007	3/12/2007	3/12/2007	3/13/2007	3/13/2007	3/13/2007	3/13/2007	3/13/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email	Email	Email	Email	Email with attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	TCI0935760- TCI0935783	Withheld	Withheld	Withheld	Withheld
NO.	745	746	747	748	91	749	750	751	752

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE		WP	۸۷		ΛΡ		NΡ	
B,	AC	AC/WP	AC/WP	AC	AC/WP	AC AC	rd AC/	AC
DESCRIPTION	Email re. HSR filing and CSX trades.	Jacobs, Arnold Email and attachments re. <ajacobs@proskauer.com counsel's="" engagement="" letter.=""></ajacobs@proskauer.com>	Email and attachments re. counsel's engagement letter.	Forwarded email from counsel re. 13F filing.	Forwarded email from counsel re. 13F filing.	Email chain and attachments re. attorney recommendations.	Email and attachment re. TCI board AC/WP meeting.	Information re. 13F filings.
၁၁		Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Joe O'Flynn CJOFlynn@tcifund.com>; lan Manson clan.Manson@mms-rsl.com>			Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com< td=""></ajacobs@proskauer.com<>
10	Ingrassia, John <jingrassia@proskauer.com &gt;; Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com></jingrassia@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Eileen Moran <eileen@toifund.com>; James Hawks <james@toifund.com></james@toifund.com></eileen@toifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Cathy O'Reilly  Cathy@tcifund.com>;  James Hawks <james@tcifund.com>;  Robert Ottley  <robert@tcifund.com>;  Chris Hohn  <chris@tcifund.com></chris@tcifund.com></robert@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Regulatory Solutions   Rachel Dickens   <regulatory@tcifund.com>   <rachel@tcifund.com></rachel@tcifund.com></regulatory@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Williams, Allan <awilliams@proskauer.co< td=""></awilliams@proskauer.co<>
DATE	3/13/2007	3/15/2007	3/15/2007	3/19/2007	3/20/2007	3/22/2007	3/29/2007	3/29/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email with attachment	Email	Email with attachment	Email	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	253	754	755	756	757	758	759	092

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC	AC	AC
DESCRIPTION	Email and attachment re. TCI board AC/WP meeting.	Email re. CSX board.	Email re. CSX board.	Information re. HSR filings.	Information re. HSR filings.
၁၁				Snehal Amin  Snehal@tcifund.com>; Chris Hohn  CChris@tcifund.com>; Ingrassia, John <jiingrassia@proskauer.co m="">; Williams, Allan  <awilliams@proskauer.co m=""></awilliams@proskauer.co></jiingrassia@proskauer.co>	Snehal Amin  Snehal@tcifund.com>; Chris Hohn  Chris@tcifund.com>; Ingrassia, John  sjingrassia@proskauer.co m>; Williams, Allan <awilliams, christopher="" cowells@proskauer.com="" m.=""></awilliams,>
01	James Hawks <james@tcifund.com>; Robert Ottley <robert@tcifund.com>; Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com></robert@tcifund.com></james@tcifund.com>	AJacobs@proskauer.com; AWilliams@proskauer.com	Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>
FROM	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Jacobs, Arnold James Hawks <ajacobs@proskauer.com <james@tcifund.com=""> &gt;</ajacobs@proskauer.com>	Jacobs, Arnold James Hawks <ajacobs@proskauer.com <james@tcifund.com="">&gt;</ajacobs@proskauer.com>
DATE	3/30/2007	3/30/2007	3/30/2007	3/30/2007	3/30/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	761	762	763	764	765

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

DESCRIPTION BASIS FOR PRIVILEGE	Email re. CSX meeting.	Email re. HSR filing and CSX AC trades.	
သ	Chris Hohn  Chris@tcifund.com>; Ingrassia, John <jiingrassia@proskauer.co m="">; Williams, Allan  <awilliams, allan="" awilliams,="" christopher="" cwells@proskauer.co<="" m.="" th=""><th></th><th></th></awilliams,></jiingrassia@proskauer.co>		
70		Ingrassia, John <pre>cjingrassia, John cjingrassia@proskauer.com &gt;; Jacobs, Arnold <ajacobs@proskauer.com>; James Hawks <james@tcifund.com>; Rachel Dickens <rachel <rachel@tcifund.com="" dickens="">; Eileen Moran <eileen@tcifund.com>; Cathy O'Reilly </eileen@tcifund.com></rachel></james@tcifund.com></ajacobs@proskauer.com></pre> <pre>Cathy O'Reilly </pre> <pre>cathy O'Reilly </pre> <pre>Cathy@tcifund.com&gt;; Cathy@tcifund.com&gt;; Shert O'Hlev</pre>	<robert@tcifund.com></robert@tcifund.com>
FROM	Jacobs, Arnold James Hawks <ajacobs@proskauer.com <james@tcifund.com="">; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></ajacobs@proskauer.com>	Snehal@tcifund.com>	
DATE	4/1/2007	4/2/2007	
TYPE OF DOCUMENT	Email	Email	
BATES NO.	Withheld	TC10935817-	
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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC
DESCRIPTION	Email re. HSR filing and CSX trades.	Email re. HSR filing and CSX trades.
၁၁	Chris@tcifund.com>	Chris@tcifund.com>
10	Snehal Amin  snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com>; James Hawks  <james@tcifund.com>; Rachel Dickens  <rachel@tcifund.com>; Eileen Moran  <eileen <eileen@tcifund.com="" moran="">; Cathy@tcifund.com&gt;; Cathy@tcifund.com&gt;; Cathy@tcifund.com&gt;; Cathy@tcifund.com&gt;; RobertOttley  <robert <robertottley="" <robertottley<="" ottley="" th=""><th>com com ', ', ', ', ', '</th></robert></eileen></rachel@tcifund.com></james@tcifund.com></ajacobs@proskauer.com>	com com ', ', ', ', ', '
FROM	Ingrassia@proskauer.co m>	Snehal@tcifund.com>
DATE	4/2/2007	4/2/2007
TYPE OF DOCUMENT	Email	Email
BATES NO.	TCI0935841	TCI0935842-
NO.	 	96

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC
DESCRIPTION	Email re. HSR filing and CSX trades.	Email chain re. HSR filing.
၁၁	Chris@tcifund.com>	Chris@tcifund.com>
10	Snehal Amin  snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com>; James Hawks  <james@tcifund.com>; Rachel Dickens  <rachel@tcifund.com>; Eileen Moran  <eileen <eileen@tcifund.com="" moran="">; Cathy@tcifund.com&gt;; Cathy@tcifund.com&gt;; Cathy@tcifund.com&gt;; Cathy@tcifund.com&gt;; RobertOttley  <robert <robertottley="" <robertottley<="" ottley="" th=""><th>Snehal Amin -snehal@tcifund.com&gt;; Jacobs, Arnold -<ajacobs@proskauer.com>; James Hawks -\James@tifund.com&gt;; Rachel Dickens -Rachel@tcifund.com&gt;; Eileen Moran -Eileen Moran -Eileen Moral -Cathy@tcifund.com&gt;; Cathy@tcifund.com&gt;; Cathy@tcifund.com&gt;; RobertOttley -<oflynn -<="" -<off="" -<oflynn="" th=""></oflynn></ajacobs@proskauer.com></th></robert></eileen></rachel@tcifund.com></james@tcifund.com></ajacobs@proskauer.com>	Snehal Amin -snehal@tcifund.com>; Jacobs, Arnold - <ajacobs@proskauer.com>; James Hawks -\James@tifund.com&gt;; Rachel Dickens -Rachel@tcifund.com&gt;; Eileen Moran -Eileen Moran -Eileen Moral -Cathy@tcifund.com&gt;; Cathy@tcifund.com&gt;; Cathy@tcifund.com&gt;; RobertOttley -<oflynn -<="" -<off="" -<oflynn="" th=""></oflynn></ajacobs@proskauer.com>
FROM	Ingrassia@proskauer.co m>	Ingrassia@proskauer.co m>
DATE	4/2/2007	4/2/2007
TYPE OF DOCUMENT	Email	Email
BATES NO.	TC10935849- 1	Withheld
NO.	T	V 797

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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DESCRIPTION	Email chain re. HSR filing.	Email re. CSX real estate.	Email and attachment re. TCI board AC/WP meeting.	Email and attachment re. TCI board AC/WP meeting.	Email re. CSX investment.	Email re. CSX investment.	Email re. CSX investments and taxation issues.	
၁၁	Chris@tcifund.com>							
10	Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold  <ajacobs@proskauer.com>; James Hawks  <james@tcifund.com>; Rachel Dickens  <rachel@tcifund.com>; Eileen Moran  <eileen@tcifund.com>; Cathy O'Reilly  <cathy@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com>; Robert Ottley  <robert@tcifund.com>; ACADFlynn@tcifund.com&gt;; Shobert@tcifund.com&gt;; ACADFlynn@tcifund.com&gt;; ACADFlynn@tcifund.com&gt;; ACADFlynn@tcifund.com&gt;; ACADFlynn@tcifund.com&gt;;</robert@tcifund.com></joflynn@tcifund.com></cathy@tcifund.com></eileen@tcifund.com></rachel@tcifund.com></james@tcifund.com></ajacobs@proskauer.com></snehal@tcifund.com>	James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></james@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; Eileen Moran</joflynn@tcifund.com>	<eileen@tcitund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></eileen@tcitund.com>
FROM	Ingrassia@proskauer.co m>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	
DATE	4/2/2007	4/2/2007	4/2/2007	4/2/2007	4/2/2007	4/2/2007	4/2/2007	
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email with attachment	Email	Email	Email	
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	
NO.	768	692	770	771	772	773	774	

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

TYPE OF DOCUMENT	DATE	FROM	ОД	၁၁	DESCRIPTION	BASIS FOR PRIVILEGE
Email 4/2/2007 Snehal Amin <snehal@tcifu< td=""><td>snehal A Snehal(</td><td>min @tcifund.com&gt;</td><td>James Hawks <james@tcifund.com>; Joe</james@tcifund.com></td><td>Chris Hohn Email re. CSX i cChris@tcifund.com&gt;; Rishi taxation issues. Sunak</td><td>Email re. CSX investments and taxation issues.</td><td>AC</td></snehal@tcifu<>	snehal A Snehal(	min @tcifund.com>	James Hawks <james@tcifund.com>; Joe</james@tcifund.com>	Chris Hohn Email re. CSX i cChris@tcifund.com>; Rishi taxation issues. Sunak	Email re. CSX investments and taxation issues.	AC
			n@tcifund.com>; loran @tcifund.com>	<rishi@tcifund.com></rishi@tcifund.com>		
Email 4/2/2007 James Hawks	ames Haw	Ks	Snehal Amin	Chris Hohn	Email re. CSX investments and	AC
<ul><li>James@tcifund.com&gt;</li></ul>	James@tcll	-com>	<snehal@tcifund.com>; Joe   <cnris@tcifund.com>; Kisnij taxation issues. O'Flynn   Sunak</cnris@tcifund.com></snehal@tcifund.com>	<ul><li>Chris@tcifund.com&gt;; Rishi</li><li>Sunak</li></ul>	taxation issues.	
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Email 4/2/2007 Snehal Amin	nehal Amin		James Hawks	Chris Hohn	Email re. CSX investments and	AC
<snehal@tcifund.c< td=""><td>Snehal@tcifund.c</td><td>ind.com&gt;</td><td>@tcifund.com&gt;; Joe</td><td><chris@tcifund.com>; Rishi</chris@tcifund.com></td><td>taxation issues.</td><td></td></snehal@tcifund.c<>	Snehal@tcifund.c	ind.com>	@tcifund.com>; Joe	<chris@tcifund.com>; Rishi</chris@tcifund.com>	taxation issues.	
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			ifund.com>;	<rishi@tcifund.com></rishi@tcifund.com>		
			Eileen Moran			
Fmail 4/2/2007 James Hawks	mes Hawks			Chris Hohn	Email re. CSX investments and	AC
<pre></pre> <pre>&lt;</pre>	James@tcifund	nd.com>	fund.com>; Joe	<chris@tcifund.com>; Rishi</chris@tcifund.com>	taxation issues.	)
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			ifund.com>;	<rishi@tcifund.com></rishi@tcifund.com>		
			Elleen Moran <eileen@tcifund.com></eileen@tcifund.com>			
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BASIS FOR PRIVILEGE	AC	AC	AC	AC/WP	AC/WP	AC	AC/WP
DESCRIPTION	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email and attachments re. engagement letter with law firm.	Forwarded email and attachments from counsel re. draft engagement letter with law firm.	Email re. CSX investments and taxation issues.	Email and attachments re. TCI board meeting.
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ТО	James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></eileen@tcifund.com></james@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; Eileen Moran  <eileen@tcifund.com>; Snehal Amin  <snehal@tcifund.com></snehal@tcifund.com></eileen@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></james@tcifund.com></joflynn@tcifund.com>	Ted Burgell <ted@tcifund.com>; Rebecca Lock <rebecca2@tcifund.com></rebecca2@tcifund.com></ted@tcifund.com>	Rebecca Lock <rebecca2@tcifund.com></rebecca2@tcifund.com>	Snehal Amin <snehal@tcifund.com>;  James Hawks  <james@tcifund.com>;  Eileen Moran  <eileen@tcifund.com></eileen@tcifund.com></james@tcifund.com></snehal@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
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DATE	4/3/2007	4/3/2007	4/3/2007	4/3/2007	4/3/2007	4/3/2007	4/3/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment	Email with attachment	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	622	780	781	782	183	784	785

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. CSX investments and taxation issues.	Email re. CSX proxy contest.	Email re. CSX proxy contest.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	nvestments and	nvestments and	nvestments and
၁၁	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>				Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Kenny Graham Email re. CSX i <kenny@tcifund.com>; Tim taxation issues. Keough <tim@tcifund.com></tim@tcifund.com></kenny@tcifund.com>	Kenny Graham <pre>Kenny@tcifund.com&gt;; Tim taxation issues. Keough <tim@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></tim@tcifund.com></pre>	Kenny Graham <kenny@tcifund.com>; Tim taxation issues. Keough <tim@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></tim@tcifund.com></kenny@tcifund.com>
10	James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></eileen@tcifund.com></james@tcifund.com>	AWilliams@proskauer.com; AJacobs@proskauer.com	Snehal Amin «Snehal@tcifund.com»; Jacobs, Arnold «AJacobs@proskauer.com»	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Chris Hohn <chris@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></chris@tcifund.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Chris Hohn <chris@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></snehal@tcifund.com>
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DATE	4/3/2007	4/4/2007	4/4/2007	4/4/2007	4/4/2007	4/4/2007	4/4/2007	4/4/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	TCI0936903- TCI0936904	TCI0936906- TCI0936909	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	786	100	101	787	788	789	062	791

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BASIS FOR PRIVILEGE		WP	WP	WP		WP			AC/WP	AC/WP
DESCRIPTION B	Email re. CSX investments and AC taxation issues.	Email and attachment re. counsel's AC/WP engagement letter.	Email and attachment re. counsel's AC/WP engagement letter.	Email and attachment re. counsel's AC/WP engagement letter.	Email re. meeting with Evercore.	Email and attachment re. counsel's AC/WP engagement letter.	Email re. meeting with Evercore. AC	Email re. the sharing of consultant's AC analysis.	Eileen Moran Email and attachments re. AC/ <eileen@tcifund.com>; Ted counsel's engagement letter.  Burgell <ted@tcifund.com></ted@tcifund.com></eileen@tcifund.com>	Email and attachments re. counsel's engagement letter.
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01	James Hawks <james@tcifund.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></james@tcifund.com>	Eileen Moran <eileen@tcifund.com>; Ted Burgell <ted@tcifund.com></ted@tcifund.com></eileen@tcifund.com>	Rebecca Lock <rebecca2@tcifund.com></rebecca2@tcifund.com>	Ted Burgell <ted@tcifund.com>; Rebecca Lock <rebecca2@tcifund.com></rebecca2@tcifund.com></ted@tcifund.com>	AJacobs@proskauer.com	awilliams@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com	awilliams@proskauer.com	awilliams@proskauer.com
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DATE	4/4/2007	4/5/2007	4/5/2007	4/5/2007	4/5/2007	4/5/2007	4/5/2007	4/5/2007	4/5/2007	4/5/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email with attachment	Email with attachment	Email	Email with attachment	Email	Email with attachment		Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	792	193	194	1952	962	197	862	662	800	801

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. meeting with Evercore.	Email re. meeting with Evercore.	Internal discussion re. counsel's advice on meeting with Evercore.	Internal discussion re. counsel's advice on meeting with Evercore.	Inquiry on SWAP transactions.	SEC flings.	Email re. CSX investments and taxation issues.			
၁၁	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 				Jacobs, Arnold <ajacobs@proskauer.com &gt;; Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co </ajacobs@proskauer.com 	Ingrassia, John <jingrassia@proskauer.co m&gt;; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></jingrassia@proskauer.co 			
01	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com; AWilliams@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks oskauer.com <james@tcifund.com></james@tcifund.com>	James Hawks oskauer.com <james@tcifund.com></james@tcifund.com>	aparnes@proskauer.com	James Hawks oskauer.com <james@tcifund.com></james@tcifund.com>
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DATE	4/6/2007	4/6/2007	4/7/2007	4/7/2007	4/9/2007	4/9/2007	4/10/2007	4/10/2007	4/10/2007	4/11/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email with attachment	Email
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NO.	805	803	804	805	908	807	808	608	810	811

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	O	O	O	O	U	U	O
DESCRIPTION	Email re. CSX investments and taxation issues.	Email re. CSX investments and AC taxation issues.	Email re. CSX investments and AC taxation issues.	Email re. CSX investments and AC taxation issues.	Internal discussion of counsel's AC advice re. CSX investment and taxation.	Internal discussion of counsel's AC advice re. CSX investment and taxation.	Email re. CSX investments and AC taxation issues.	Email re. CSX investments and AC taxation issues.
၁၁	Chris Hohn  Chris@tcifund.com>; Robert Ottley <robert@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com></joflynn@tcifund.com></robert@tcifund.com>	Chris Hohn <chris@tcifund.com>; Robert Ottley  <robert@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></robert@tcifund.com></chris@tcifund.com>	Ingrassia, John Sjingrassia@proskauer.co m>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Chris Hohn  Chris@tcifund.com>; Robert Ottley  Robert@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>				Ingrassia, John Sjingrassia@proskauer.co m>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
ОТ	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Parnes, Alan <aparnes@proskauer.com></aparnes@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	James Hawks <james@tcifund.com>; AParnes@proskauer.com</james@tcifund.com>	James Hawks oskauer.com <james@tcifund.com></james@tcifund.com>
FROM	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Parnes, Alan <aparnes@proskauer.com &gt;</aparnes@proskauer.com 
DATE	4/11/2007	4/11/2007	4/11/2007	4/11/2007	4/11/2007	4/11/2007	4/11/2007	4/11/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email
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NO.	812	813	814	815	816	817	818	819

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BASIS FOR PRIVILEGE									
B 8	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Forwarding counsel's advice re. CSX investment and taxation.
၁၁	Basuk, Richard S.   Email re. CSX ii <rbasuk@proskauer.com> taxation issues.</rbasuk@proskauer.com>	Basuk, Richard S. Email re. CSX i <a href="mailto:rex">RBasuk@proskauer.com&gt; taxation issues.</a>		Ingrassia, John <jingrassia@proskauer.co m="">; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></jingrassia@proskauer.co>	Chris Hohn  CChris@tcifund.com>;  Robert Ottley <robert@tcifund.com>;  Joe O'Flynn  <joflynn@tcifund.com></joflynn@tcifund.com></robert@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></jingrassia@proskauer.co 	Chris Hohn  CChris@tcifund.com>;  Robert Ottley <robert@tcifund.com>;  Joe O'Flynn  <joflynn@tcifund.com></joflynn@tcifund.com></robert@tcifund.com>		
ТО	Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com>; AParnes@proskauer.com</james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Parnes, Alan <aparnes@proskauer.com></aparnes@proskauer.com>	James@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	Parnes, Alan Snehal Amin <aparnes@proskauer.com< td=""><td>Parnes, Alan Snehal Amin <aparnes@proskauer.com< td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Parnes, Alan  -AParnes@proskauer.com   -James@tcifund.com&gt; &gt;</td><td>James Hawks <james@tcifund.com></james@tcifund.com></td><td>James Hawks <james@tcifund.com></james@tcifund.com></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>James Hawks <james@tcifund.com></james@tcifund.com></td><td>nd.com&gt;</td></aparnes@proskauer.com<></td></aparnes@proskauer.com<>	Parnes, Alan Snehal Amin <aparnes@proskauer.com< td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Parnes, Alan  -AParnes@proskauer.com   -James@tcifund.com&gt; &gt;</td><td>James Hawks <james@tcifund.com></james@tcifund.com></td><td>James Hawks <james@tcifund.com></james@tcifund.com></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>James Hawks <james@tcifund.com></james@tcifund.com></td><td>nd.com&gt;</td></aparnes@proskauer.com<>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Parnes, Alan  -AParnes@proskauer.com   -James@tcifund.com> >	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	nd.com>
DATE	4/11/2007	4/11/2007	4/11/2007	4/11/2007	4/11/2007	4/11/2007	4/11/2007	4/12/2007	4/12/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	820	821	822	823	824	825	826	827	828

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Internal discussion re. counsel's advice on CSX investment and taxation.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX vote.
၁၁		Basuk, Richard S. <rbasuk@proskauer.com></rbasuk@proskauer.com>	Basuk, Richard S.   Email re. CSX ii <a href="mailto:rex">CRX ii <a href="mailto:rex">CRBasuk@proskauer.com</a> taxation issues.</a>	Basuk, Richard S. <rbasuk@proskauer.com></rbasuk@proskauer.com>	Basuk, Richard S.   Email re. CSX ii <rbasuk@proskauer.com> taxation issues.</rbasuk@proskauer.com>	Basuk, Richard S. <rbasuk@proskauer.com></rbasuk@proskauer.com>				Robert Ottley <robert@tcifund.com></robert@tcifund.com>		
10	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Parnes, Alan Basuk, Richard S. Email re. CSX i <a href="mailto:kauer.com"></a> , <a href="mailto:kauer.com"><a href="mailto:kauer.&lt;/td&gt;&lt;td&gt;Snehal Amin&lt;br&gt;Snehal@tcifund.com&gt;;&lt;br&gt;James Hawks&lt;br&gt;&lt;James@tcifund.com&gt;&lt;/td&gt;&lt;td&gt;Parnes, Alan Basuk, Richard S. Email re. CSX i &lt;a href=" mailto:kauer.com"=""></a>; <a href="mailto:kauer.com"><a href="mailto:kauer.&lt;/td&gt;&lt;td&gt;Snehal Amin&lt;br&gt;Snehal@tcifund.com&gt;;&lt;br&gt;James Hawks&lt;br&gt;&lt;James@tcifund.com&gt;&lt;/td&gt;&lt;td&gt;Parnes, Alan Basuk, Richard S. Email re. CSX i &lt;a href=" mailto:kauer.com"=""></a>, <a href="mailto:kauer.com"><a href="mailto:kauer.com"></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>										

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BATES NO.	TYPE OF DOCUMENT	DATE	FROM	01	သ	DESCRIPTION	BASIS FOR PRIVILEGE
Withheld	Email	4/13/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Parnes, Alan Basuk, Richard S. Email re. CSX i <a href="mailto:kauer.com">kAParnes@proskauer.com</a> ; Jacobs, Arnold <a href="mailto:hard:bacobs@proskauer.com">hard:hard:bacobs@proskauer.com</a> ; Jacobs, Arnold <a href="mailto:kauer.com">hard:hard:bacobs@proskauer.com</a> ; Williams, Allan <a href="mailto:kauer.com">hard:hard:bacobs@proskauer.com</a> ; Williams@proskauer.co <a href="mailto:kauer.com">max:bae O'Flynn</a> <a href="mailto:hard:bacobs@proskauer.com">hard:hard:bacobs@proskauer.com</a> <a href="mailto:kauer.com">hard:hard:bacobs@proskauer.com</a> <a href="mailto:kauer.com">hard:hard:hard:bacobs@proskauer.com</a> <a href="mailto:kauer.com">hard:hard:hard:hard:hard:hard:hard:hard:</a>	Basuk, Richard S. <rbasuk@proskauer.com> ; Jacobs, Arnold <ajacobs@proskauer.com>; Williams, Allan <awilliams@proskauer.co m="">; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></awilliams@proskauer.co></ajacobs@proskauer.com></rbasuk@proskauer.com>	nvestments and	AC
Withheld	Email	4/13/2007	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	jennifer.I.ward@us.pwc.com  Joe O'Flynn 	tcifund.com>	Email re. CSX investments and taxation issues.	AC
Withheld	Email	4/13/2007	0	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>		nvestments and	AC
Withheld	Email	4/13/2007	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	jennifer.I.ward@us.pwc.com			AC
Withheld	Email	4/13/2007	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	jennifer.I.ward@us.pwc.com		Email re. CSX investments and taxation issues.	AC
Withheld	Email	4/13/2007	jennifer.I.ward@us.pwc.co m	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>		nvestments and	AC
Withheld	Email	4/13/2007	rd@us.pwc.co	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>		Email re. CSX investments and taxation issues.	AC
Withheld	Email	4/13/2007	d.com>	jennifer.I.ward@us.pwc.com		nvestments and	AC
Withheld	Email	4/13/2007	Basuk, Richard S. Snehal Amin <rbasuk@proskauer.com> <snehal@tcifund.com></snehal@tcifund.com></rbasuk@proskauer.com>		Jacobs, Arnold Email re. CSX is <a href="#"> <a href="#"></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>	nvestments and	AC

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Forwarding counsel's advice re. CSX investment and taxation.	Email re. CSX investments and taxation issues.
၁၁	AJacobs@proskauer.com; Email re. CSX i AWilliams@proskauer.com; taxation issues. AParnes@proskauer.com; agutwein@proskauer.com	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>				Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com>; olya.y.stuber@us.pwc.com; jennifer.I.ward@us.pwc.co m</james@tcifund.com></snehal@tcifund.com>
ТО	RBasuk@proskauer.com	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></joflynn@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
FROM	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	dennis.eckberg@us.pwc.co Joe O'Flynn m <joflynn@< td=""></joflynn@<>
DATE	4/15/2007	4/15/2007	4/16/2007	4/16/2007	4/16/2007	4/16/2007	4/16/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	850	851	852	853	854	958	856

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC
DESCRIPTION	Email re. CSX investments and taxation issues.	Email re. CSX vote.	Email re. CSX vote.	Email re. CSX vote.	Email re. CSX investments and taxation issues.
၁၁	Snehal Amin  Snehal@tcifund.com>;  James Hawks <james@tcifund.com>;  olya.y.stuber@us.pwc.com; jennifer.l.ward@us.pwc.co m; Joe O'Flynn  <joflynn@tcifund.com></joflynn@tcifund.com></james@tcifund.com>		Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin  Snehal@tcifund.com>;  James Hawks <james berifund.com="">;  olya.y.stuber@us.pwc.com;  jennifer.l.ward@us.pwc.com;  Joe O'Flynn  <joflynn@tcifund.com>;  stephen.a.nauheim@us.pw</joflynn@tcifund.com></james>
10	dennis.eckberg@us.pwc.co m	Snehal Amin Snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com>	AWilliams@proskauer.com; AJacobs@proskauer.com	Snehal Amin Snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com>	Joe O'Flynn <jo flynn@tcifund.com=""></jo>
FROM	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Williams, Allan Snehal Amin <awilliams@proskauer.co <snehal@tcifund.com="">; Jacobs, Arnold <ajacobs@proskauer.α< th=""><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co </th><th>dennis.eckberg@us.pwc.co_Joe O'Flynn@t</th></ajacobs@proskauer.α<></awilliams@proskauer.co>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	dennis.eckberg@us.pwc.co_Joe O'Flynn@t
DATE	4/16/2007	4/16/2007	4/16/2007	4/16/2007	4/16/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	857	858	829	860	861

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. swap documentation.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	dennis.eckberg@us.pwc.co Email re. CSX investments and m; James Hawks <james@tcifund.com>; jennifer.l.ward@us.pwc.co m; olya.y.stuber@us.pwc.com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Email re. swap agreements.
၁၁	Jacobs, Arnold <ajacobs@proskauer.com>; Williams, Allan <awilliams@proskauer.co m="">; Parnes, Alan <aparnes@proskauer.com>; Gutwein, Abraham <agutwein@proskauer.com></agutwein@proskauer.com></aparnes@proskauer.com></awilliams@proskauer.co></ajacobs@proskauer.com>	Snehal Amin  Snehal@tcifund.com>;  James Hawks <james@tcifund.com>;  olya.y.stuber@us.pwc.com; jennifer.l.ward@us.pwc.co m; stephen.a.nauheim@us.pw</james@tcifund.com>			dennis.eckberg@us.pwc.co m; James Hawks <james@tcifund.com>; jennifer.l.ward@us.pwc.co m; olya.y.stuber@us.pwc.com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
OT	Snehal @tcifund.com>	dennis.eckberg@us.pwc.co m	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></james@tcifund.com>
FROM	Basuk, Richard S. Snehal Amin <rbasuk@proskauer.com> <snehal@tcifund.com></snehal@tcifund.com></rbasuk@proskauer.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	dennis.eckberg@us.pwc.co Joe O'Flynn	dennis.eckberg@us.pwc.co Joe O'Flynn m <joflynn@i< td=""><td>stephen.a.nauheim@us.pw Joe O'Flynn c.com</td><td>Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></td></joflynn@i<>	stephen.a.nauheim@us.pw Joe O'Flynn c.com	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
DATE	4/17/2007	4/17/2007	4/17/2007	4/17/2007	4/17/2007	4/18/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	862	863	864	865	998	867

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC/WP	AC/WP
DESCRIPTION	Email re. swap agreements.	Email re. swap agreements.	Email re. swap agreements.	Email re. swap agreements.	Email and attachment re. CSX positions.	Email and attachment re. HSR filing.	Email and attachments re. counsel's advice on swap disclosure and taxation issues.
၁၁					Joe O'Flynn <joflynn@tcifund.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></joflynn@tcifund.com>	Eileen Moran <eileen@tcifund.com>;  James Hawks  <james@tcifund.com>;  Robert Ottley  <robert@tcifund.com>;  Pritesh Parmar  <pritesh@tcifund.com>;  Eileen Moran  <eileen moran<="" td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td></eileen></pritesh@tcifund.com></robert@tcifund.com></james@tcifund.com></eileen@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
10	Pritesh Parmar <pritesh@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></pritesh@tcifund.com>	Robert Ottley <robert@tcifund.com>; Pritesh Parmar <pritesh@tcifund.com></pritesh@tcifund.com></robert@tcifund.com>	Robert Ottley <robert@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></robert@tcifund.com>	Pritesh Parmar <pritesh@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></pritesh@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	dennis.eckberg@us.pwc.co m; stephen.a.nauheim@us.pwc. com
FROM	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Pritesh Parmar <pritesh@tcifund.com></pritesh@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Pritesh Parmar <pritesh@tcifund.com></pritesh@tcifund.com>	Eileen @tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
DATE	4/18/2007	4/18/2007	4/18/2007	4/18/2007	4/18/2007	4/18/2007	4/18/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	898	698	870	871	872	873	874

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC/WP	AC/WP
DESCRIPTION	Email and attachments re. counsel's advice on swap disclosure and taxation issues.	Email and attachments re. counsel's advice on swap disclosure and taxation issues.	Email and attachments re. counsel's advice on swap disclosure and taxation issues.	Email and attachment re. CSX swap documentation and taxation issues.
၁၁	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Eileen Moran <eileen@tcifund.com>; James Hawks <james@tcifund.com>; Robert Ottley <robert@tcifund.com>; Pritesh Parmar <pritesh@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></pritesh@tcifund.com></robert@tcifund.com></james@tcifund.com></eileen@tcifund.com>	Eileen Moran <eileen@tcifund.com>; James Hawks <james@tcifund.com>; Robert Ottley <robert@tcifund.com>; Pritesh Parmar <pritesh@tcifund.com>; <eileen <eileen="" moran="" moran<="" th=""><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th></eileen></pritesh@tcifund.com></robert@tcifund.com></james@tcifund.com></eileen@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
ОТ	dennis.eckberg@us.pwc.co   Snehal Amin m;   stephen.a.nauheim@us.pwc.   com	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	dennis.eckberg@us.pwc.co Snehal Amin m; cSnehal@tci stephen.a.nauheim@us.pwc. com
FROM	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Eileen @toifund.com>	Eileen@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
DATE	4/18/2007	4/18/2007	4/18/2007	4/18/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	875	876	877	878

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	4C/WP	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email and attachment re. HSR filing AC/WP and voting rights.	Email re. tax counsel.	Email re. tax counsel.	Email re. dividends/filings for CSX.	Email re. dividends/filings for CSX.	Email re. counsel's advice on swap Adisclosure and taxation issues.	Email re. counsel's advice on swap disclosure and taxation issues.
၁၁	Eileen Moran <eileen@tcifund.com>; James Hawks <james@tcifund.com>; Robert Ottley <robert@tcifund.com>; Pritesh Parmar <pritesh@tcifund.com>; Eileen Moran <eileen@tcifund.com>;</eileen@tcifund.com></pritesh@tcifund.com></robert@tcifund.com></james@tcifund.com></eileen@tcifund.com>						
ТО	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></joflynn@tcifund.com>	Cathy O'Reilly <cathy@tcifund.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></cathy@tcifund.com>	James Hawks <james@tcifund.com>; Robert Ottley <robert@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></robert@tcifund.com></james@tcifund.com>	dennis.eckberg@us.pwc.co m	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
FROM	Eileen@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	dennis.eckberg@us.pwc.co Joe O'Flynn m m
DATE	4/18/2007	4/18/2007	4/18/2007	4/19/2007	4/19/2007	4/19/2007	4/19/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	879	880	881	882	883	884	882

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC AC	AC.
DESCRIPTION	Email re. taxation/filing issues.	Internal discussion and attachment / re. counsel's tax advice.	Email re. swap agreements and tax implications.	Email re. swap agreements and tax AC implications.
၁၁	James Hawks <james@tcifund.com>; Robert Ottley <robert@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></robert@tcifund.com></james@tcifund.com>		Jacobs, Arnold <ajacobs@proskauer.com>; Williams, Allan  <awilliams@proskauer.co m="">; Gutwein, Abraham  <agutwein@proskauer.com>; James Hawks  <james@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com>; Stephen.a.nauheim@us.pw  c.com; chip.harter@us.pwc.com; eric.I.nelson@us.pwc.com; dennis.eckberg@us.pwc.com; dennis.eckberg@us.pwc.com;</joflynn@tcifund.com></james@tcifund.com></agutwein@proskauer.com></awilliams@proskauer.co></ajacobs@proskauer.com>	
10	Chris@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Basuk, Richard S. Jacobs, Arnold <rbasuk@proskauer.com> AJacobs@proskauer.com &gt; Williams, Allan</rbasuk@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Matthew King <matt@tcifund.com></matt@tcifund.com>	Snehal@tcifund.com>	Parnes, Alan Snehal Amin <aparnes@proskauer.com <snehal@tcifund.com=""></aparnes@proskauer.com>
DATE	4/19/2007	4/20/2007	4/20/2007	4/20/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	988	887	888	888

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BASIS FOR PRIVILEGE	AC	AC	AC/WP	AC/WP	AC	AC	AC/WP	AC
DESCRIPTION	stephen.a.nauheim@us.pw Email and attachments re. tax c.com; advisor's engagement letter. chip.harter@us.pwc.com; eric.l.nelson@us.pwc.com; olya.y.stuber@us.pwc.com	Email and attachments re. tax advisor's engagement letter.	Email and attachments re. counsel's engagement letter.	Email and attachment re. letter to CSX Board.	Email re. letter to CSX Board.	Email re. letter to CSX Board.	Email and attachment re. letter to CSX Board.	Email re. letter to CSX Board.
၁၁	stephen.a.nauheim@us.pw c.com; chip.harter@us.pwc.com; eric.l.nelson@us.pwc.com; olya.y.stuber@us.pwc.com		awilliams@proskauer.com; Eileen Moran <eileen@tcifund.com>; Ted Burgell <ted@tcifund.com></ted@tcifund.com></eileen@tcifund.com>				Jacobs, Arnold <ajacobs@proskauer.com>; Krulla, Rhett <rkrulla@proskauer.com></rkrulla@proskauer.com></ajacobs@proskauer.com>	AJacobs@proskauer.com; rkrulla@proskauer.com
10	Joe O'Flynn <joflynn@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></joflynn@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	ajacobs@proskauer.com	Jacobs, Arnold <ajacobs@proskauer.com>; Williams, Allan <awilliams@proskauer.com></awilliams@proskauer.com></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.com< td=""><td>Jacobs, Arnold <ajacobs@proskauer.com>; Williams, Allan <awilliams@proskauer.com></awilliams@proskauer.com></ajacobs@proskauer.com></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>AWilliams@proskauer.com</td></awilliams@proskauer.com<></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com>; Williams, Allan <awilliams@proskauer.com></awilliams@proskauer.com></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	AWilliams@proskauer.com
FROM	dennis.eckberg@us.pwc.co Joe O'Flynn@ ~JOFlynn@ Snehal Amir <snehal@to< td=""><td>Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></td><td>Rebecca Lock <rlock@tcifund.com></rlock@tcifund.com></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com="">; Williams, Allan <awilliams@proskauer.com <awilliams@proskauer.com="" be="" cannot="" com<="" completed="" td="" the="" to=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co </td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td></awilliams@proskauer.com></ajacobs@proskauer.com></td></snehal@to<>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Rebecca Lock <rlock@tcifund.com></rlock@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com="">; Williams, Allan <awilliams@proskauer.com <awilliams@proskauer.com="" be="" cannot="" com<="" completed="" td="" the="" to=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co </td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td></awilliams@proskauer.com></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	4/20/2007	4/21/2007	4/23/2007	4/24/2007	4/24/2007	4/24/2007	4/24/2007	4/25/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment		Email with attachment	Email	Email	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	068	891	892	893	894	895	968	897

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

٥	DATE	FROM	OT	22	DESCRIPTION	BASIS FOR PRIVILEGE
4/25/2007 Sneh <sne< td=""><td>Sneh <sne< td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></td><td></td><td>Forwarded advice and attachment from counsel re. letter to CSX Board.</td><td>AC/WP</td></sne<></td></sne<>	Sneh <sne< td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></td><td></td><td>Forwarded advice and attachment from counsel re. letter to CSX Board.</td><td>AC/WP</td></sne<>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		Forwarded advice and attachment from counsel re. letter to CSX Board.	AC/WP
4/25/2007 Joe O'Flynn <joflynn@!< td=""><td>Joe O'F <jofly< td=""><td>Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></td><td>Robert Ottley <robert@tcifund.com></robert@tcifund.com></td><td>James Hawks <james@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></james@tcifund.com></td><td>Email re. CSX investments and taxation issues.</td><td>AC</td></jofly<></td></joflynn@!<>	Joe O'F <jofly< td=""><td>Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></td><td>Robert Ottley <robert@tcifund.com></robert@tcifund.com></td><td>James Hawks <james@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></james@tcifund.com></td><td>Email re. CSX investments and taxation issues.</td><td>AC</td></jofly<>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	James Hawks <james@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></james@tcifund.com>	Email re. CSX investments and taxation issues.	AC
4/25/2007 Joe O'Flynn <a></a>	Joe O'F <joflyr< td=""><td>Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></td><td>Tim Keough <tim@tcifund.com>; Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com></tim@tcifund.com></td><td>Robert Ottley <robert@tcifund.com></robert@tcifund.com></td><td>Internal discussion re. counsel's advice on CSX investments and taxation issues.</td><td>AC</td></joflyr<>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Tim Keough <tim@tcifund.com>; Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com></tim@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Internal discussion re. counsel's advice on CSX investments and taxation issues.	AC
4/25/2007 Sydnie Beckma <sydnie@tcifu< td=""><td>Sydnie F <sydnie< td=""><td>Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com></td><td>Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></td><td></td><td>Internal discussion re. counsel's advice on CSX investments and taxation issues.</td><td>AC</td></sydnie<></td></sydnie@tcifu<>	Sydnie F <sydnie< td=""><td>Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com></td><td>Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></td><td></td><td>Internal discussion re. counsel's advice on CSX investments and taxation issues.</td><td>AC</td></sydnie<>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>		Internal discussion re. counsel's advice on CSX investments and taxation issues.	AC
4/25/2007 Tim Keough <tim@tcifun< td=""><td>Tim Keol <tim@tc< td=""><td>Tim Keough <tim@tcifund.com></tim@tcifund.com></td><td>Kenny Graham <kenny@tcifund.com></kenny@tcifund.com></td><td></td><td>Internal discussion re. counsel's advice on CSX investments and taxation issues.</td><td>AC</td></tim@tc<></td></tim@tcifun<>	Tim Keol <tim@tc< td=""><td>Tim Keough <tim@tcifund.com></tim@tcifund.com></td><td>Kenny Graham <kenny@tcifund.com></kenny@tcifund.com></td><td></td><td>Internal discussion re. counsel's advice on CSX investments and taxation issues.</td><td>AC</td></tim@tc<>	Tim Keough <tim@tcifund.com></tim@tcifund.com>	Kenny Graham <kenny@tcifund.com></kenny@tcifund.com>		Internal discussion re. counsel's advice on CSX investments and taxation issues.	AC
4/25/2007 James Hawks <james@tciful< td=""><td>James Ha <james@< td=""><td>awks }tcifund.com&gt;</td><td>Joe O'Flynn <joflynn@tcifund.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></joflynn@tcifund.com></td><td></td><td>Email re. CSX investments and taxation issues.</td><td>AC</td></james@<></td></james@tciful<>	James Ha <james@< td=""><td>awks }tcifund.com&gt;</td><td>Joe O'Flynn <joflynn@tcifund.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></joflynn@tcifund.com></td><td></td><td>Email re. CSX investments and taxation issues.</td><td>AC</td></james@<>	awks }tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></joflynn@tcifund.com>		Email re. CSX investments and taxation issues.	AC
4/25/2007 Jacobs, Arnold <ajacobs@pro &gt;</ajacobs@pro 	Jacobs, A <ajacobs &gt;</ajacobs 	mold @proskauer.com	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com snehal@tcifund.com=""  ="">;   Williams, Allan   SAWilliams@proskauer.com   SAWilliam</ajacobs@proskauer.com>	Krulla@proskauer.com>	Email re. proxy contest.	AC
4/25/2007 Jacobs, Arnold <ajacobs@pro></ajacobs@pro>	Jacobs, / <ajacob &gt;</ajacob 	Arnold s@proskauer.com	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""> &gt;</ajacobs@proskauer.com>	Williams, Allan <awilliams@proskauer.co m&gt;; Krulla, Rhett <rkrulla@proskauer.com></rkrulla@proskauer.com></awilliams@proskauer.co 	Email re. letter to CSX Board.	AC
4/25/2007 Snehal Amin <snehal@tcifu< td=""><td>Snehal A <snehal@< td=""><td>min ⊉tcifund.com&gt;</td><td>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></td><td></td><td>Forwarded advice from counsel re. letter to CSX Board.</td><td>AC</td></snehal@<></td></snehal@tcifu<>	Snehal A <snehal@< td=""><td>min ⊉tcifund.com&gt;</td><td>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></td><td></td><td>Forwarded advice from counsel re. letter to CSX Board.</td><td>AC</td></snehal@<>	min ⊉tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		Forwarded advice from counsel re. letter to CSX Board.	AC

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	O	AC	AC	AC	AC
DESCRIPTION	stephen.a.nauheim@us.pw Email re. CSX investments and c.com; taxation issues. chip.harter@us.pwc.com; eric.l.nelson@us.pwc.com; olya.y.stuber@us.pwc.com; Joe O'Flynn < <joflynn@tcifund.com></joflynn@tcifund.com>	stephen.a.nauheim@us.pw Email re. tax advisor's engagement AC c.com; chip.harter@us.pwc.com; eric.l.nelson@us.pwc.com; olya.y.stuber@us.pwc.com; Joe OFlynn <joflynn@tcifund.com></joflynn@tcifund.com>	stephen.a.nauheim@us.pw Email re. CSX investments and c.com; taxation issues. chip.harter@us.pwc.com; olya.y.stuber@us.pwc.com; Joe OFlynn	Email re. CSX investments and A taxation issues.	dennis.eckberg@us.pwc.co Email re. CSX investments and m; m; stephen.a.nauheim@us.pw c.com; chip.harter@us.pwc.com; olya.y.stuber@us.pwc.com	Email re. CSX investments and taxation issues.
၁၁	stephen.a.nauheim@us.pw c.com; chip.harter@us.pwc.com; eric.l.nelson@us.pwc.com; olya.y.stuber@us.pwc.com; Joe O'Flynn <joflynn@toifund.com></joflynn@toifund.com>	stephen.a.nauheim@us.pw c.com; chip.harter@us.pwc.com; eric.l.nelson@us.pwc.com; olya.y.stuber@us.pwc.com; Joe O'Flynn <joflynn@toifund.com></joflynn@toifund.com>	stephen.a.nauheim@us.pw c.com; chip.harter@us.pwc.com; olya.y.stuber@us.pwc.com; Joe O'Flynn <joflynn@toifund.com></joflynn@toifund.com>		dennis.eckberg@us.pwc.co m; stephen.a.nauheim@us.pw c.com; chip.harter@us.pwc.com; olya.y.stuber@us.pwc.com	
OT	dennis.eckberg@us.pwc.co m; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	dennis.eckberg@us.pwc.co m	Joe O'Flynn (Comp.; CJOFlynn (Befund.comp.; dennis.eckberg@us.pwc.com; Snehal Amin CSnehal (Befund.comp.; eric.l.nelson@us.pwc.com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>
FROM	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	eric.I.nelson@us.pwc.com	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
DATE	4/25/2007	4/26/2007	4/26/2007	4/26/2007	4/26/2007	4/26/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	TCI0034158 -	Withheld	Withheld	Withheld	Withheld
NO.	206	<b>~</b>	806	606	910	911

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC/WP	AC
DESCRIPTION	Email and attachment re. speech at rail conference.	Email re. CSX investments and taxation issues.	Email and attachment re. speech at rail conference.	stephen.a.nauheim@us.pw Email re. CSX investments and c.com; c.com; chip.harter@us.pwc.com; olya.y.stuber@us.pwc.com; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Joe OF!ynn <joff <james@tcifund.com="" hawks="" james="" phynn="">; <james@tcifund.com>;</james@tcifund.com></joff></rishi@tcifund.com></snehal@tcifund.com>
၁၁		Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Jacobs, Arnold Email and attachm <a href="AJacobs@proskauer.com">AJacobs@proskauer.com</a> at rail conference. >; Krulla, Rhett <a href="Krvilla@proskauer.com"></a>	stephen.a.nauheim@us.pw c.com; chip.harter@us.pwc.com; olya.y.stuber@us.pwc.com; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Jeflynn@tcifund.com&gt;; James Hawks</rishi@tcifund.com></snehal@tcifund.com>
ТО	Jacobs, Arnold <ajacobs@proskauer.com>; Williams, Allan <awilliams@proskauer.com>&gt;</awilliams@proskauer.com></ajacobs@proskauer.com>	eric.I.nelson@us.pwc.com		eric.l.nelson@us.pwc.com; dennis.eckberg@us.pwc.co m
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	O.	Joe O'Flynn <joflynn@taifund.com></joflynn@taifund.com>
DATE	4/27/2007	4/27/2007	4/30/2007	4/30/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	912	913	914	915

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC		AC		AC		
DESCRIPTION	rvestments and		stephen.a.nauheim@us.pw Email re. CSX investments and c.com;		nvestments and		
၁၁	chip.harter@us.pwc.com; Email re. CSX is dennis.eckberg@us.pwc.co taxation issues. m; eric.l.nelson@us.pwc.com; James Hawks <james@toffund.com>; loo O'Flynn</james@toffund.com>	<ul> <li>Supplied (1997)</li> </ul>	stephen.a.nauheim@us.pw c.com;	chip.harter@us.pwc.com; olya.y.stuber@us.pwc.com; Snehal Amin <snehal@tcifund.com>; Rishi Sunak</snehal@tcifund.com>	chip.harter@unin.com; Email re. CSX idennis.eckberg@us.pwc.co taxation issues.m;	eric.l.nelson@us.pwc.com; James Hawks <james@tcifund.com>:</james@tcifund.com>	olya.y.stuber@us.pwc.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
ОТ	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>		Joe O'Flynn <joflynn@tcifund.com>;</joflynn@tcifund.com>	eric.I.nelson@us.pwc.com; dennis.eckberg@us.pwc.co m	stephen.a.nauheim@us.pwc. chip.harter@us.pwc.com; com; Joe O'Flynn dennis.eckberg@us.pwc.c <joflynn@tcifund.com> m;</joflynn@tcifund.com>		
FROM	stephen.a.nauheim@us.pw Joe O'Flynn c.com		James Hawks <james@tcifund.com></james@tcifund.com>		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		
DATE	4/30/2007		5/1/2007		5/1/2007		
TYPE OF DOCUMENT	Email		Email		Email		
BATES NO.	Withheld		Withheld		Withheld		
NO.	916		917		918		

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC	AC/WP	AC/WP	AC	AC	AC
DESCRIPTION	Email re. CSX investments and taxation issues.	Email and attachment re. speech at rail conference.	Email re. 13F report.	Jacobs, Arnold Email and attachment of counsel's <ajacobs@proskauer.com at="" conference.="" draft="" of="" rail="" speech="">; Krulla, Rhett <rkrulla@proskauer.com></rkrulla@proskauer.com></ajacobs@proskauer.com>	Email and attachment of counsel's draft of speech at rail conference.	Internal conversation re. counsel's advice on 13F filing.	Internal conversation re. counsel's advice on 13F filing.	Internal conversation re. counsel's advice on 13F filing.
၁၁		Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Chris Hohn  CChris@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></joflynn@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;; Krulla, Rhett <rkrulla@proskauer.com></rkrulla@proskauer.com></ajacobs@proskauer.com 				
ОТ	Snehal Amin  Snehal@tcifund.com>; chip.harter@us.pwc.com; stephen.a.nauheim@us.pwc. com; dennis.eckberg@us.pwc.co m; Joe O'Flynn <joflynn@tcifund.com>; olya.y.stuber@us.pwc.com</joflynn@tcifund.com>	Williams, Allan Rishi Sunak <awilliams@proskauer.com <rishi@tcifund.com=""> &gt;, Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></awilliams@proskauer.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	n proskauer.co <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>
FROM	eric.I.nelson@us.pwc.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
DATE	5/1/2007	5/1/2007	5/2/2007	5/2/2007	5/2/2007	5/2/2007	5/2/2007	5/2/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email	Email with attachment	Email with attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	919	920	921	825	623	924	922	926

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC/WP	AC	AC/WP	AC	AC	AC	AC
DESCRIPTION	stephen.a.nauheim@us.pw Email re. CSX investments and c.com; taxation issues. chip.harter@us.pwc.com; eric.l.nelson@us.pwc.com; olya.y.stuber@us.pwc.com	Email re. CSX investments and taxation issues.	Email and attachment re. speech at rail conference.	Email re. speech at rail conference. AC	Email and attachment re. speech at rail conference.	Email re. speech at rail conference.	Email re. speech at rail conference.	Email re. speech at rail conference.	Email re. speech at rail conference.
၁၁	stephen.a.nauheim@us.pw c.com; chip.harter@us.pwc.com; eric.l.nelson@us.pwc.com; olya.y.stuber@us.pwc.com	stephen.a.nauheim@us.pw c.com; chip.harter@us.pwc.com; eric.l.nelson@us.pwc.com; olya.y.stuber@us.pwc.com; James Hawks <james@tcifund.com></james@tcifund.com>	Chris Hohn CChris@tcifund.com>; Snehal Amin Snehal@tcifund.com>	Chris Hohn <chris@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></chris@tcifund.com>		Chris Hohn <chris@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></chris@tcifund.com>			
10	Joe O'Flynn <joflynn@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></joflynn@tcifund.com>	dennis.eckberg@us.pwc.co m; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	jamesedwardhawks@googlE mailcom	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>
FROM	dennis.eckberg@us.pwc.co Joe O'Flynn@ ~JOFlynn@ Snehal Amir <snehal@to< td=""><td>Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></td><td>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></td><td>James Hawks <james@tcifund.com></james@tcifund.com></td><td>James Hawks <james@tcifund.com></james@tcifund.com></td><td>James Hawks <james@tcifund.com></james@tcifund.com></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>James Hawks <james@tcifund.com></james@tcifund.com></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td></snehal@to<>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	5/4/2007	5/4/2007	5/6/2007	5/6/2007	5/6/2007	5/6/2007	5/6/2007	5/6/2007	5/6/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email	Email with attachment	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	927	928	929	930	931	932	933	934	935

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	ce. AC	ce. AC	h AC/WP	ce. AC		AC	AC	ce. AC	ce. AC	h AC/WP	h AC/WP	ce. AC	
DESCRIPTION	Email re. speech at rail conference. AC	Email re. speech at rail conference. AC	Email and attachment re. speech at rail conference.	stephen.a.nauheim@us.pw Email re. speech at rail conference.		Draft of Bear Sterns Speech	Bear Sterns Speech	Email re. speech at rail conference.	Email re. speech at rail conference. AC	Email and attachment re. speech at rail conference.	Email and attachment re. speech at rail conference.	Email re. speech at rail conference.	
cc				stephen.a.nauheim@us.pw	eric.l.nelson@us.pwc.com; chip.harter@us.pwc.com							Chris Hohn <chris@tcifund.com>;</chris@tcifund.com>	Shenal Amin
ТО	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	AWilliams@proskauer.com	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>		Snehal Amin <snehal@tcifund.com>; AWilliams@proskauer.com</snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	dennis.eckberg@us.pwc.co m	Jane.Tuckley@TraversSmith .com; John.Kingston@TraversSmith.com	Jane.Tuckley@TraversSmith .com	James Hawks <james@tcifund.com></james@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	dennis.eckberg@us.pwc.co Joe O'Flynn		Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Tuckley, Jane <jane.tuckley@traverss mith.com&gt;</jane.tuckley@traverss 	James Hawks <james@tcifund.com></james@tcifund.com>	
DATE	5/6/2007	5/6/2007	5/6/2007	5/6/2007		5/6/2007	5/6/2007	5/7/2007	5/7/2007	5/7/2007	5/7/2007	5/7/2007	
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email		Email	Email	Email	Email	Email with attachment	Email with attachment	Email	
BATES NO.	Withheld	Withheld	Withheld	Withheld		Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	
NO.	936	937	938	939		940	941	942	943	944	945	946	_

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC/WP	AC/WP	AC	AC
DESCRIPTION	Email re. speech at rail conference.	Email re. speech at rail conference. AC	Email re. speech at rail conference.	Forwarded advice and email from , counsel re. speech at rail conference.	Email and attachment re. speech at rail conference.	Email chain re. Bear Sterns Speech.	Email chain re. Bear Sterns Speech.
၁၁	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>			Rishi Sunak «Rishi@tcifund.com»; Snehal Amin «Snehal@tcifund.com»	Rishi@tcifund.com>	
ОТ	Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com>	James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></james@tcifund.com>	Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com>; James Hawks  <james@tcifund.com>; Williams, Allan  <awilliams@proskauer.com>; Jacobs, Arnold  <ajacobs@proskauer.com></ajacobs@proskauer.com></awilliams@proskauer.com></james@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></snehal@tcifund.com>	AWilliams@proskauer.com; Snehal Amin <snehal@tcifund.com>; ajacobs@proskauer.com</snehal@tcifund.com>
FROM	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	5/7/2007	5/7/2007	5/7/2007	5/7/2007	5/7/2007	5/7/2007	5/7/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment	Email with attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	947	948	949	950	951	952	953

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	Internal conversation re. advice from counsel on speech at rail conference.	Email chain re. Bear Sterns Speech.	Email chain re. Bear Sterns Speech.	Email chain re. Bear Sterns Speech.	Email re. CSX share buyback.	Email re. CSX share buyback.
၁၁		Jacobs, Arnold Email ch <ajacobs@proskauer.com speech.<br="">&gt;</ajacobs@proskauer.com>	AJacobs@proskauer.com	Jacobs, Arnold Email ch <ajacobs@proskauer.com speech.=""></ajacobs@proskauer.com>	Chris Hohn  CChris@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com>; Kenny Graham  <kenny@tcifund.com>; Tim Keough  <tim@tcifund.com></tim@tcifund.com></kenny@tcifund.com></joflynn@tcifund.com>	Chris Hohn  CChris@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com>; Kenny Graham  <kenny@tcifund.com>; Tim Keough  <tim@tcifund.com></tim@tcifund.com></kenny@tcifund.com></joflynn@tcifund.com>
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	AWilliams@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>
FROM	Richard Sharp <richard@rsharp.co.uk></richard@rsharp.co.uk>	Williams, Allan Snehal Amin <awilliams@proskauer.co <snehal@tcifund.com=""> m&gt;</awilliams@proskauer.co>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	oskauer.co	James Hawks <james@tcifund.com></james@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	5/8/2007	5/8/2007	5/8/2007	5/8/2007	5/9/2007	5/9/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	954	955	926	1 296	958 //	959

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

NO. TYPE OF DOCUMENT	PE OF UMENT	DATE		FROM	10	သ	DESCRIPTION	BASIS FOR PRIVILEGE
Withheld Email 5/9/2007 James Hawks <james@tcifund.com></james@tcifund.com>	5/9/2007 James Hawks <james@tcifu< td=""><td>James Hawks <james@tcifu< td=""><td>James Hawks <james@tcifund.com></james@tcifund.com></td><td></td><td>Kishi Sunak «Rishi@tcifund.com»; Snehal Amin «Snehal@tcifund.com»</td><td>Chris Hohn  <chris@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com>; Kenny Graham <kenny@tcifund.com>; Tim Keough <tim@tcifund.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></tim@tcifund.com></kenny@tcifund.com></joflynn@tcifund.com></chris@tcifund.com></td><td>Email re. CSX share buyback.</td><td>AC.</td></james@tcifu<></td></james@tcifu<>	James Hawks <james@tcifu< td=""><td>James Hawks <james@tcifund.com></james@tcifund.com></td><td></td><td>Kishi Sunak «Rishi@tcifund.com»; Snehal Amin «Snehal@tcifund.com»</td><td>Chris Hohn  <chris@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com>; Kenny Graham <kenny@tcifund.com>; Tim Keough <tim@tcifund.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></tim@tcifund.com></kenny@tcifund.com></joflynn@tcifund.com></chris@tcifund.com></td><td>Email re. CSX share buyback.</td><td>AC.</td></james@tcifu<>	James Hawks <james@tcifund.com></james@tcifund.com>		Kishi Sunak «Rishi@tcifund.com»; Snehal Amin «Snehal@tcifund.com»	Chris Hohn <chris@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com>; Kenny Graham <kenny@tcifund.com>; Tim Keough <tim@tcifund.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></tim@tcifund.com></kenny@tcifund.com></joflynn@tcifund.com></chris@tcifund.com>	Email re. CSX share buyback.	AC.
Withheld Email with 5/9/2007 Snehal Amin attachment <a href="Snehal@tcifund.com">Snehal@tcifund.com</a>	5/9/2007 Snehal Amin Snehal@tcifu	Snehal Amin Snehal@tcifu	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		AJacobs@proskauer.com; AWilliams@proskauer.com		Email and attachment re. news report.	AC
Withheld Email with 5/9/2007 Snehal Amin attachment <snehal@tcifund.com></snehal@tcifund.com>	5/9/2007 Snehal Amin <snehal@tcifu< td=""><td>Snehal Amin <snehal@tcifu< td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td></td><td>MariaGabriela.Bianchini@srz .com</td><td></td><td>Email and attachment re. news report.</td><td>AC</td></snehal@tcifu<></td></snehal@tcifu<>	Snehal Amin <snehal@tcifu< td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td></td><td>MariaGabriela.Bianchini@srz .com</td><td></td><td>Email and attachment re. news report.</td><td>AC</td></snehal@tcifu<>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		MariaGabriela.Bianchini@srz .com		Email and attachment re. news report.	AC
5/9/2007	5/9/2007 Snehal Amin Snehal@tcifu	Snehal Amin <snehal@tcifu< td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td></td><td>AWilliams@proskauer.com</td><td></td><td>Email re. CSX shareholder vote.</td><td>AC</td></snehal@tcifu<>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		AWilliams@proskauer.com		Email re. CSX shareholder vote.	AC
Withheld Email 5/9/2007 Williams, Allan <a href="mailto:red"><a hr<="" td=""><td>5/9/2007</td><td></td><td>Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co </td><td></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Jacobs, Arnold Email re. C.8 <ajacobs@proskauer.com 13-f.<br="" form="">&gt;</ajacobs@proskauer.com></td><td>Email re. CSX shareholder vote and AC Form 13-F.</td><td>AC</td></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>	5/9/2007		Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Email re. C.8 <ajacobs@proskauer.com 13-f.<br="" form="">&gt;</ajacobs@proskauer.com>	Email re. CSX shareholder vote and AC Form 13-F.	AC
Withheld Email 5/9/2007 Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	5/9/2007		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		AWilliams@proskauer.com	AJacobs@proskauer.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	AJacobs@proskauer.com;   Email re. CSX shareholder vote and AC Rishi Sunak   Form 13-F.   <rishi@tcifund.com></rishi@tcifund.com>	AC
Withheld Email 5/10/2007 Joe O'Flynn s   s   s   s   s   s   s   s   s   s	5/10/2007 Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	tcifund.com>	S	stephen.a.nauheim@us.pwc.	dennis.eckberg@us.pwc.co m; eric.l.nelson@us.pwc.com; Joe O'Flynn	stephen.a.nauheim@us.pwc. dennis.eckberg@us.pwc.co   Email re. CSX investments and com   m;   taxation issues.   eric.Lnelson@us.pwc.com;   Joe OFlynn	AC
						<joflynn@tcifund.com></joflynn@tcifund.com>		

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. Form 13-F.	Forwarded email re. counsel's advice on Form 13-F.	Internal discussion re. counsel's A advice on Form 13-F.	counsel's	Internal discussion re. counsel's $\mid$ advice on Form 13-F.	Internal discussion re. counsel's Advice on Form 13-F.	Internal discussion re. counsel's Advice on Form 13-F.	Internal discussion re. counsel's Advice on Form 13-F.	Internal discussion re. counsel's Aadvice on Form 13-F.	Internal discussion re. counsel's A advice on Form 13-F.
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01	Snehal Amin  Snehal@tcifund.com>; Chris Hohn <chris@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com>; Cathy O'Reilly  <cathy@tcifund.com>; James Hawks  <james@tcifund.com></james@tcifund.com></cathy@tcifund.com></joflynn@tcifund.com></chris@tcifund.com>	Chris Hohn  Chris@tcifund.com>; Snehal Amin  Snehal@tcifund.com>; Joe O'Flynn  JOFlynn@tcifund.com>; Cathy O'Reilly  Cathy@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
DATE	5/10/2007	5/10/2007	5/10/2007	2/10/2007	5/10/2007	2/10/2007	2/10/2007	2/10/2007	5/10/2007	5/10/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email	Email
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NO.	N 296	896	696			872	£26	974	975	926

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	dennis.eckberg@us.pwc.co   Email re. CSX investments and m;   taxation issues.   taxation issues.   eric.l.nelson@us.pwc.com	Email re. CSX investments and taxation issues.	Internal discussion re. counsel's advice on Form 13-F.	Email re. CSX board action and CSX shareholders subject to taxation.	Email re. Form 13-F.	Email and attachment re. Form 13-F.	Email re. Form 13-F.	Email re. Form 13-F.
၁၁	dennis.eckberg@us.pwc.co m; eric.l.nelson@us.pwc.com	James Hawks <james@tcifund.com></james@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	AJacobs@proskauer.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		Joe O'Flynn <joflynn@tcifund.com>; Cathy O'Reilly <cathy@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></cathy@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@toifund.com>; Cathy O'Reilly <cathy@toifund.com>; James Hawks <james@toifund.com></james@toifund.com></cathy@toifund.com></joflynn@toifund.com>	Jacobs, Årnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 
ТО	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Snehal Amin Snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	AWilliams@proskauer.com	AJacobs@proskauer.com; AWilliams@proskauer.com; Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; AJacobs@proskauer.com; AWilliams@proskauer.com	Rachel Dickens <rachel@tcifund.com>; AJacobs@proskauer.com; AWilliams@proskauer.com</rachel@tcifund.com>	Snehal Amin Snehal@tcifund.com>; Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>
FROM	stephen.a.nauheim@us.pw Joe O'Flynn c.com	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 
DATE	5/10/2007	5/10/2007	5/10/2007	5/11/2007	5/11/2007	5/11/2007	5/11/2007	5/11/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email with attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	226	978	626	086	981	982	883	984

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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Withheld Email 5/11/2007 Rachel Dickens Joe C < John Company C C C C C C C C C C C C C C C C C C C	5/11/2007 Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	d.com>	Joe ( <jof Jame <jam< td=""><td>Joe O'Flynn <joflynn@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></joflynn@tcifund.com></td><td></td><td>Email containing communications with Proskauer re. Form 13-F.</td><td>AC</td></jam<></jof 	Joe O'Flynn <joflynn@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></joflynn@tcifund.com>		Email containing communications with Proskauer re. Form 13-F.	AC
Withheld Email 5/11/2007 Williams, Allan Snehal Amin <awilliams@proskauer.co <snehal@tcifund.com=""> m&gt;</awilliams@proskauer.co>	5/11/2007		Williams, Allan Sneha <awilliams@proskauer.co <sneh<br="">m&gt;</awilliams@proskauer.co>	Sneha <sneh< td=""><td></td><td>Jacobs, Arnold <ajacobs@proskauer.com &gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></ajacobs@proskauer.com </td><td>Email re. Form 13-F.</td><td>AC</td></sneh<>		Jacobs, Arnold <ajacobs@proskauer.com &gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></ajacobs@proskauer.com 	Email re. Form 13-F.	AC
fund.com>	5/11/2007 Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	fund.com>	Rachel <rach< td=""><td>Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com></td><td>ر und.com&gt;</td><td>Email containing communications with Proskauer re. Form 13-F.</td><td>AC</td></rach<>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	ر und.com>	Email containing communications with Proskauer re. Form 13-F.	AC
-mor.com>	5/11/2007 Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal @tcifund.com>	fund.com>	Nicole.E Rachel   <rache MariaGa .com; Ja <james Cathy C</james </rache 	т; ; ; (@srz		Email re. Form 13-F.	AC
Withheld Email 5/11/2007 Chris Hohn Snehal Amin chris@tcifund.com> <snehal@tci< td=""><td>5/11/2007 Chris Hohn <chris@tcifund.com></chris@tcifund.com></td><td>Chris Hohn <chris@tcifund.com></chris@tcifund.com></td><td>d.com&gt;</td><td>Snehal / <snehal< td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td></td><td>Email containing communications with Proskauer re. Form 13-F.</td><td>AC</td></snehal<></td></snehal@tci<>	5/11/2007 Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	d.com>	Snehal / <snehal< td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td></td><td>Email containing communications with Proskauer re. Form 13-F.</td><td>AC</td></snehal<>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Email containing communications with Proskauer re. Form 13-F.	AC
nd.com>	5/11/2007 Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	fund.com>	Chris Ho <chris@< td=""><td>Chris Hohn <chris@tcifund.com></chris@tcifund.com></td><td></td><td>Email containing communications with Proskauer re. Form 13-F.</td><td>AC</td></chris@<>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>		Email containing communications with Proskauer re. Form 13-F.	AC
· Chris Hohn <chris@tcifund.com></chris@tcifund.com>	5/11/2007 Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <	nd.com>	Snehal , <snehal< td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td></td><td>Email containing communications with Proskauer re. Form 13-F.</td><td>AC</td></snehal<>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Email containing communications with Proskauer re. Form 13-F.	AC
Withheld Email 5/11/2007 Snehal Amin Chris Hohn com>   Chris Bohn   Snehal@tcifund.com>   Chris @tci	5/11/2007 Snehal Amin com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	fund.com>	Chris Ho <chris@< td=""><td>Chris Hohn <chris@tcifund.com></chris@tcifund.com></td><td></td><td>Email containing communications with Proskauer re. Form 13-F.</td><td>AC</td></chris@<>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>		Email containing communications with Proskauer re. Form 13-F.	AC
	5/11/2007 Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin Snehal@tcifund.com>		Chris Ho <chris< td=""><td>Chris Hohn <chris@tcifund.com></chris@tcifund.com></td><td></td><td>Email containing communications with Proskauer re. Form 13-F.</td><td>AC</td></chris<>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>		Email containing communications with Proskauer re. Form 13-F.	AC
Withheld     Email     5/11/2007     Bianchini, Maria Gabriela     Snehal Amin <maria bianchini@<="" gabriela.="" td=""> <snehal@tcifund.com>       srz.com&gt;</snehal@tcifund.com></maria>	5/11/2007	_	Bianchini, Maria Gabriela Snehal . <mariagabriela.bianchini@ <snehal="" stz.com=""></mariagabriela.bianchini@>	Snehal , <sneha< td=""><td>Amin  @tcifund.com&gt;</td><td></td><td>Email re. Form 13-F.</td><td>AC</td></sneha<>	Amin  @tcifund.com>		Email re. Form 13-F.	AC

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC
DESCRIPTION	Email re. Form 13-F.	Email re. CSX investments and taxation issues.	Email re. CSX investments and taxation issues.	Email re. Form 13-F.
၁၁	Chris@tcifund.com>	Jacobs, Arnold Email re. CSX i <ajacobs@proskauer.com issues.="" taxation="">; Williams, Allan <awilliams@proskauer.co m="">; Basuk, Richard S. <rbasuk@proskauer.com></rbasuk@proskauer.com></awilliams@proskauer.co></ajacobs@proskauer.com>	AJacobs@proskauer.com; Email re. CSX i AWilliams@proskauer.com; taxation issues. RBasuk@proskauer.com	
01	Snehal Amin  Snehal@tcifund.com>;  DonVito, Nicole <nicole.donvito@srz.com>;  Rachel Dickens  <rachel@tcifund.com>;  James Hawks  <james@tcifund.com>;  Cathy O'Reilly  <cathy@tcifund.com></cathy@tcifund.com></james@tcifund.com></rachel@tcifund.com></nicole.donvito@srz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	AParnes@proskauer.com	MariaGabriela. Bianchini@srz.com; Nicole. DonVito@srz.com; Rachel Dickens -Rachel@tcifund.com>; James Hawks -James@tcifund.com>; Cathy O'Reilly -Cathy@tcifund.com>
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Parnes, Alan Snehal Amin <aparnes@proskauer.com <snehal@tcifund.com="">&gt;</aparnes@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal@tcifund.com>
DATE	5/11/2007	5/12/2007	5/12/2007	5/12/2007
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	995	966	766	8666

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. CSX investments and taxation issues.	Email re. potential directors for CSX AC Board.	Email re. Form 13-F.	Email re. Form 13-F.	Email re. potential directors for CSX AC Board.	Email re. Form 13-F.
၁၁	Jacobs, Arnold Email re. CSX is <a href="#">AJacobs@proskauer.com</a> taxation issues. >; Williams, Allan <a href="#">AWWilliams@proskauer.com</a> m>; Basuk, Richard S. <a href="#">RBasuk@proskauer.com&gt;</a> <a href="#">RBasuk@proskauer.com&gt;</a>	Chris Hohn  CChris@tcifund.com>; Rishi Board. Sunak <rishi@tcifund.com></rishi@tcifund.com>			Chris Hohn <chris@tcifund.com>; Rishi Board. Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>	
ТО	Snehal@tcifund.com>	AJacobs@proskauer.com; AWilliams@proskauer.com	a Gabriela Snehal Amin .Bianchini@ <snehal@tcifund.com>; DonVito, Nicole <nicole.donvito@srz.com>; Rachel Dickens <rachel@tcifund.com>; James Hawks <james@tcifund.com>; Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com></james@tcifund.com></rachel@tcifund.com></nicole.donvito@srz.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com	шос	a Gabriela Snehal Amin Bianchini@ <snehal@tcifund.com></snehal@tcifund.com>
FROM	Parnes, Alan Snehal Amin <aparnes@proskauer.com <snehal@tcifund.com=""> &gt;</aparnes@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com="">;  Williams, Allan <awilliams@proskauer.c< td=""><td>Bianchini, Maria Gabriela <mariagabriela.bianchini@< td=""></mariagabriela.bianchini@<></td></awilliams@proskauer.c<></ajacobs@proskauer.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@< td=""></mariagabriela.bianchini@<>
DATE	5/12/2007	5/12/2007	5/12/2007	5/12/2007	5/12/2007	5/13/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	6666	1000	1001	1002	1003 \	1004

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	ΑC	AC	AC	AC
DESCRIPTION	Email and attachment re. Form 13- , F.	Email re. CSX Board.	Email re. Form 13-F.	Email and attachment re. Form 13- AC F.	Internal discussion re. counsel's advice on Form 13-F.	Email re. Form 13-F.	Email re. Form 13-F.
၁၁	Chris Hohn <chris@tcifund.com>; Elovitz, Marc  <marc.elovitz@srz.com>; Bianchini, Maria Gabriela  <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></marc.elovitz@srz.com></chris@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 		Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>			Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 
10	Snehal Amin  -Snehal@tcifund.com>; Rachel Dickens -Rachel@tcifund.com>; James Hawks -James@tcifund.com>; Cathy O'Reilly -Cathy@tcifund.com>; AWilliams@proskauer.com; AJacobs@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	DonVito, Nicole <nicole.donvito@srz.com></nicole.donvito@srz.com>	Rachel Dickens <a href="Rachel@tcifund.com">Rachel@tcifund.com</a>	DonVito, Nicole <nicole.donvito@srz.com>; AWilliams@proskauer.com; AWilliams@proskauer.com</nicole.donvito@srz.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>
FROM	Snehal Amin   Snehal Amin	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com=""></mariagabriela.bianchini@>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Williams, Allan Rachel Dickens <awilliams@proskauer.co <rachel@tcifund.com="">m&gt;</awilliams@proskauer.co>
DATE	5/14/2007	5/14/2007	5/14/2007	5/14/2007	5/14/2007	5/14/2007	5/14/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email with attachment	Email	Email	Email
BATES NO.	TCI0938508 -	TCI0938524- TCI0938527	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	102	103	1005	1006	1007	1008	1009

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	ACWP	AC	AC	AC	AC
DESCRIPTION	Email re. CSX investments and taxation issues.	Email and attachment re. CSX / investments and taxation issues.	Email re. CSX share buyback.	Email re. CSX share buyback.	Email re. Form 13-F.	Email re. Form 13-F.
၁၁	Jacobs, Arnold <ajacobs@proskauer.com>; Williams, Allan <awilliams@proskauer.co m="">; Basuk, Richard S. <rbasuk@proskauer.com></rbasuk@proskauer.com></awilliams@proskauer.co></ajacobs@proskauer.com>	Williams, Allan <awilliams@proskauer.co m&gt;; Basuk, Richard S. <rbasuk@proskauer.com></rbasuk@proskauer.com></awilliams@proskauer.co 			Joe O'Flynn CJOFlynn@toifund.com>; Elovitz, Marc <marc.elovitz@srz.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></marc.elovitz@srz.com>	Joe O'Flynn <pre><joflynn@tcifund.com>; Elovitz, Marc <marc.elovitz@srz.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@srz.com></mariagabriela.bianchini@srz.com></marc.elovitz@srz.com></joflynn@tcifund.com></pre>
ТО	Parnes, Alan Jacobs, Arnold <aparnes@proskauer.com>; Williams, Allan <awilliams@proskauer.co m="">; Basuk, Richard S. <rbasuk@proskauer.com></rbasuk@proskauer.com></awilliams@proskauer.co></aparnes@proskauer.com>	Snehal Amin «Snehal@tcifund.com»; Parnes, Alan «AParnes@proskauer.com»	Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	DonVito, Nicole <nicole.donvito@srz.com></nicole.donvito@srz.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com="">; Parnes, Alan <aparnes@proskauer.α< th=""><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>James Hawks <james@tcifund.com></james@tcifund.com></th><th>DonVito, Nicole Rachel Dickens <nicole.donvito@srz.com> <rachel@tcifund.com></rachel@tcifund.com></nicole.donvito@srz.com></th><th>Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com></th></aparnes@proskauer.α<></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	DonVito, Nicole Rachel Dickens <nicole.donvito@srz.com> <rachel@tcifund.com></rachel@tcifund.com></nicole.donvito@srz.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>
DATE	5/14/2007	5/14/2007	5/14/2007	5/14/2007	5/14/2007	5/14/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1010	1011	1012	1013	1014	1015

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

NO.	BATES NO.	TYPE OF DOCUMENT	DATE	FROM	ОТ	၁၁	DESCRIPTION	BASIS FOR PRIVILEGE
1016	Withheld	Email	5/14/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Chris Hohn <ajacobs@proskauer.com>; <chris@tcifund.com>; Rishi Williams, Allan <awilliams@proskauer.com <rishi@tcifund.com=""></awilliams@proskauer.com></chris@tcifund.com></ajacobs@proskauer.com>		Email re. CSX Board.	AC
1017	Withheld	Email	5/14/2007	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></joflynn@tcifund.com>	Email re. Form 13-F.	AC
1018	Withheld	Email	5/14/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></joflynn@tcifund.com>	Email re. Form 13-F.	AC
1019	Withheld	Email	5/14/2007	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Internal email containing Proskauer's advice re. CSX Board.	AC
1020	Withheld	Email	5/14/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>		Internal email containing Proskauer's advice re. CSX Board.	AC
1021	Withheld	Email	5/14/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Nicole.DonVito@srz.com; Rachel Dickens -Rachel@tcifund.com>; James Hawks -James@tcifund.com>; Cathy O'Reilly -Cathy@tcifund.com>; AWilliams@proskauer.com; AJacobs@proskauer.com	Chris Hohn  Chris@tcifund.com>; Marc.Elovitz@srz.com; MariaGabriela.Bianchini@srz.com	Email re. Form 13-F.	AC

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. Form 13-F.	Email re. Form 13-F.	Email re. CSX Board.	Email re. Board disclosures.	Email attorney-client A communications re. Board disclosures.	Email attorney-client A communications re. Board disclosures.
၁၁	Chris Hohn <chris@tcifund.com>; Elovitz, Marc <marc.elovitz@srz.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ </marc.elovitz@srz.com></chris@tcifund.com>		Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>		
01	DonVito, Nicole  Nicole.DonVito@srz.com>; Snehal Amin Snehal Amin Snehal Amin Snehal Amin Snehal Quitund.com>; Rachel Dickens Sachel Qicifund.com>; James Hawks Srz.com> Cathy Qireilly Cathy Qireilly Sacobs, Arnold AJacobs, Arnold Alacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan Jacobs, Arnold <amvilliams@proskauer.com <ajacobs@proskauer.com=""  =""></amvilliams@proskauer.com>	Williams, Allan Chris Hohn <4Williams@proskauer.com <chris@toifund.com>; Rishi &gt;; Jacobs, Arnold Sunak &lt;4Jacobs@proskauer.com&gt; <rishi@tcifund.com></rishi@tcifund.com></chris@toifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
FROM	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com=""></mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	5/14/2007	5/14/2007	5/15/2007	5/15/2007	5/15/2007	5/15/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	TCI0938529- TCI0938532	TCI0938533- TCI0938535	TCI0938536- TCI0938538	TCI0938539- TCI0938542
NO.	1022	1023	104	105	106	107

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

OR					
BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC AC
DESCRIPTION	Email chain and attachment re. Form 13-F.	Forwarded advice from counsel re. / Form 13-F.	orm 13-F.	Email re. Form 13-F.	Email re. Form 13-F.
၁၁	Joe O'Flynn <joflynn@tcifund.com>;  Elovitz, Marc  <marc.elovitz@srz.com>;  Bianchini, Maria Gabriela  <mariagabriela.bianchini@ </mariagabriela.bianchini@  srz.com&gt;</br></marc.elovitz@srz.com></joflynn@tcifund.com>				Chris Hohn <chris@tcifund.com>;  <chris@tcifund.com>;  <maric <mariagabriela.bianchini@="" bianchini,="" gabriela="" maria="" srz.com=""> <chris@tcifund.com>;  Elovitz, Marc <marc.elovitz@srz.com>;  Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com="">;</mariagabriela.bianchini@></marc.elovitz@srz.com></chris@tcifund.com></maric></chris@tcifund.com></chris@tcifund.com>
10	Snehal Amin  @srz.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	d.com>  Nicole DonVito, Nicole  Nicole DonVito@srz.com>; Snehal Amin  Snehal Amin  Cathy O'Reilly  AJacobs@proskauer.com;  Snehal Amin  Snehal Amin  Snehal Amin  Snehal@tcifund.com>;  James Hawks  -James Hawks
FROM	DonVito, Nicole <nicole.donvito@srz.com></nicole.donvito@srz.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rachel Dickens <rachel@teifund.com>  Nicole.DonVito@srz.com&gt;</rachel@teifund.com>
DATE	5/15/2007	5/15/2007	5/15/2007	5/15/2007	5/15/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email with attachment
BATES NO.	TC10938543-	Withheld	Withheld	Withheld	Withheld
NO.	108	1024	1025	1026	1028

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	nvestments and	Email re. Form 13-F.	Email re. Form 13-F.	Email chain and attachment re. Form 13-F.	Email forwarding attorney-client communications and attachment re. Form 13-F.	irding attorney-client tions and attachment re.	irding attorney-client tions and attachment re.	Email forwarding attorney-client communications and attachment re. Form 13-F.
၁၁	Jacobs, Arnold Email re. CSX is <ajacobs@proskauer.com issues.="" taxation="">; Williams, Allan <awilliams@proskauer.co m="">; Basuk, Richard S. <rbasuk@proskauer.com></rbasuk@proskauer.com></awilliams@proskauer.co></ajacobs@proskauer.com>			Chris Hohn  Chris@tcifund.com>; Elovitz, Marc  «Marc.Elovitz@srz.com>; Bianchini, Maria Gabriela  «MariaGabriela.Bianchini@ srz.com>				
01	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	DonVito, Nicole <nicole.donvito@srz.com></nicole.donvito@srz.com>	Rachel Dickens  -Rachel@tcifund.com>;  Snehal Amin -Snehal@tcifund.com>;  James Hawks -James@tcifund.com>;  Cathy O'Reilly -Cathy@tcifund.com>;  AWilliams@proskauer.com;  AJacobs@proskauer.com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	DonVito, Nicole <nicole.donvito@srz.com></nicole.donvito@srz.com>	DonVito, Nicole <nicole.donvito@srz.com></nicole.donvito@srz.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>
FROM	Parnes, Alan <aparnes@proskauer.com <snehal@tcifund.com=""> &gt;</aparnes@proskauer.com>	DonVito, Nicole Rachel Dickens <nicole.donvito@srz.com> <rachel@tcifund.com></rachel@tcifund.com></nicole.donvito@srz.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	DonVito, Nicole Rachel Dickens <nicole.donvito@srz.com> <rachel@tcifund.com>; Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com>; Cathy O'Reilly <cathy@tcifund.com>; AWilliams@proskauer.co</cathy@tcifund.com></james@tcifund.com></snehal@tcifund.com></rachel@tcifund.com></nicole.donvito@srz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	DonVito, Nicole Rachel Dickens <nicole.donvito@srz.com> <rachel@tcifund.com></rachel@tcifund.com></nicole.donvito@srz.com>
DATE	5/15/2007	5/15/2007	5/15/2007	5/15/2007	5/15/2007	5/15/2007	5/15/2007	5/15/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment	Email with attachment	Email	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1029	1030	1031	1032	1033	1034	1035	1036

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email forwarding attorney-client communications and attachment re. Form 13-F.	Email forwarding attorney-client communications and attachment re. Form 13-F.	Email forwarding attorney-client communications and attachment re. Form 13-F.	Email forwarding attorney-client communications and attachment re. Form 13-F.	Email forwarding attorney-client communications and attachment re. Form 13-F.	Email forwarding attorney-client communications and attachment re. Form 13-F.
၁၁		Chris Hohn <chris@tcifund.com>; Elovitz, Marc <marc.elovitz@srz.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@srz.com></mariagabriela.bianchini@srz.com></marc.elovitz@srz.com></chris@tcifund.com>				
ТО	DonVito, Nicole <nicole.donvito@srz.com></nicole.donvito@srz.com>	DonVito, Nicole  Nicole DonVito@srz.com>; Rachel Dickens Rachel Dickens Rachel Dickens Seachel Carbon Com>; Snehal Amin Snehal Amin Snehal Amin Snehal Amin Shames Hawks Sylames Hawks Sylames Cathy O'Reilly Alacobs, Amold Alacobs, Amold Alacobs Sproskauer.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	DonVito, Nicole <nicole.donvito@srz.com></nicole.donvito@srz.com>	DonVito, Nicole <nicole.donvito@srz.com></nicole.donvito@srz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	DonVito, Nicole Rachel Dickens <nicole.donvito@srz.com> <rachel@tcifund.com></rachel@tcifund.com></nicole.donvito@srz.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	DonVito, Nicole Snehal Amin <nicole.donvito@srz.com> <snehal@tcifund.com></snehal@tcifund.com></nicole.donvito@srz.com>
DATE	5/15/2007	5/15/2007	5/15/2007	5/15/2007	5/15/2007	5/15/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1037	1038	1039	1040	1041	1042

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC	AC	AC/WP
DESCRIPTION	Email forwarding attorney-client communications and attachment re. Form 13-F.	Email forwarding attorney-client communications and attachment re. Form 13-F.	Email chain re. Form 13-F.	Email chain re. Form 13-F.	Email chain and attachment re. Form 13-F.
၁၁	Chris Hohn <chris@tcifund.com>; Elovitz, Marc <marc.elovitz@srz.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ </marc.elovitz@srz.com></chris@tcifund.com>		Chris Hohn <chris@tcifund.com>; Elovitz, Marc <marc.elovitz@srz.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@srz.com></mariagabriela.bianchini@srz.com></marc.elovitz@srz.com></chris@tcifund.com>		
ТО	Rachel Dickens <rachel@tcifund.com>; Snehal Amin  <snehal@tcifund.com>; James Hawks  <james@tcifund.com>; Cathy O'Reilly  <cathy@tcifund.com>; AWilliams@proskauer.com; AJacobs@proskauer.com</cathy@tcifund.com></james@tcifund.com></snehal@tcifund.com></rachel@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	DonVito, Nicole <nicole.donvito@srz.com>; Rachel Dickens <rachel@tcifund.com>; Snehal Amin <snehal@tcifund.com>; James Hawks <james <james@tcifund.com="" hawks="">; Cathy O'Reilly <cathy@tcifund.com>; Jacobs, Amold <ajacobs@proskauer.com></ajacobs@proskauer.com></cathy@tcifund.com></james></snehal@tcifund.com></rachel@tcifund.com></nicole.donvito@srz.com>	DonVito, Nicole <nicole.donvito@srz.com></nicole.donvito@srz.com>	Rachel Dickens <rachel@tcifund.com>; Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com></rachel@tcifund.com>
FROM	DonVito, Nicole Rachel Dickens <nicole.donvito@srz.com> <rachel@tcifund.com>; Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com>; Cathy O'Reilly <cathy@tcifund.com>; AWilliams@proskauer.co</cathy@tcifund.com></james@tcifund.com></snehal@tcifund.com></rachel@tcifund.com></nicole.donvito@srz.com>	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	DonVito, Nicole Rachel Dickens <nicole.donvito@srz.com> <rachel@tcifund.com>; Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com></rachel@tcifund.com></nicole.donvito@srz.com>
DATE	5/15/2007	5/15/2007	5/15/2007	5/15/2007	5/15/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1043	1044	1045	1046	1047

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC/WP	AC/WP
DESCRIPTION	Email chain re. Form 13-F.	Email chain re. Form 13-F.	Email re CSX Board.	Email re CSX Board.	Email re CSX Board.	Email forwarding attorney-client communications and attachment re. Form 13-F.	Email and attachments re. counsel's engagement letter.	Email and attachments re. counsel's engagement letter.
သ	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	AJacobs@proskauer.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></ajacobs@proskauer.com 	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 			Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
01	DonVito, Nicole Joe O'Flynn <nicole.donvito@srz.com>; <joflynn@tcifund.com>  Snehal Amin <snehal@tcifund.com>; <john <br="" stranger=""></john> James Hawks   <james@tcifund.com></james@tcifund.com></snehal@tcifund.com></joflynn@tcifund.com></nicole.donvito@srz.com>	Rachel Dickens <rachel@tcifund.com>; DonVito, Nicole <nicole.donvito@srz.com>; James Hawks <james@tcifund.com></james@tcifund.com></nicole.donvito@srz.com></rachel@tcifund.com>	AWilliams@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rebecca Lock <rlock@tcifund.com>; Eileen Moran <eileen@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></eileen@tcifund.com></rlock@tcifund.com>	James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></james@tcifund.com>
FROM	Rachel Dickens <rachel@tcifund.com></rachel@tcifund.com>	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Rebecca Lock <rlock@tcifund.com></rlock@tcifund.com>
DATE	5/15/2007	5/15/2007	5/15/2007	5/15/2007	5/15/2007	5/16/2007	5/16/2007	5/16/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	TC10938567- TC10938589	Withheld	Withheld
NO.	1048	1049	1050	1051	1052	109	1053	1054

Page 112

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC/WP
DESCRIPTION	Email and attachments re. counsel's engagement letter.	Inquiry about rules related to disgorgement of profits.	Information on grouping.	Email re. proxy contest.	Email re. proxy contest.	Email re. proxy contest.	Email and attachments re. counsel's engagement letter.
22	Jacobs, Arnold <ajacobs@proskauer.com &gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></ajacobs@proskauer.com 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	AWilliams@proskauer.com	Rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi@toifund.com>	James Hawks <james@tcifund.com>; Rebecca Lock <rlock@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></rlock@tcifund.com></james@tcifund.com>
01	Williams, Allan Jacobs, Arnold Email and attachments re. <a advan<="" advanced="" september="" td="" wdf.=""  =""><td></td><td>AJacobs@proskauer.com</td><td>Snehal Amin oskauer.com <snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.com< td=""><td>Jacobs, Arnold  <ajacobs@proskauer.com>; <rishi@tcifund.com> Williams, Allan <awilliams@proskauer.com></awilliams@proskauer.com></rishi@tcifund.com></ajacobs@proskauer.com></td><td>Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></snehal@tcifund.com></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td></awilliams@proskauer.com<></snehal@tcifund.com></td></a>		AJacobs@proskauer.com	Snehal Amin oskauer.com <snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.com< td=""><td>Jacobs, Arnold  <ajacobs@proskauer.com>; <rishi@tcifund.com> Williams, Allan <awilliams@proskauer.com></awilliams@proskauer.com></rishi@tcifund.com></ajacobs@proskauer.com></td><td>Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></snehal@tcifund.com></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td></awilliams@proskauer.com<></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com>; <rishi@tcifund.com> Williams, Allan <awilliams@proskauer.com></awilliams@proskauer.com></rishi@tcifund.com></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 
DATE	5/16/2007	5/17/2007	2/17/2007	5/21/2007	5/21/2007	5/21/2007	5/21/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1055	1056	1057	1058	1059	1060	1061

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC/WP	AC	AC	AC
DESCRIPTION	contests.	Email re. VA law and proxy contests.	Email re. VA law and proxy contests.	TCI bullet point script.	Information on HSR filing.	Email re. public relations.
ဗ	Rishi Sunak <rishi@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com &gt;; Van Buren, William R., III <wrvanburen@kaufcan.co m&gt;</wrvanburen@kaufcan.co </ajacobs@proskauer.com </rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; AJacobs@proskauer.com; wrvanburen@kaufcan.com</rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com>; wrvanburen@kaufcan.com</ajacobs@proskauer.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	
ОТ	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	AWilliams@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com>; <rishi@tcifund.com> Williams, Allan <awilliams@proskauer.com></awilliams@proskauer.com></rishi@tcifund.com></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.com< td=""><td>Patrick Degorce <patrick@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></patrick@tcifund.com></td></awilliams@proskauer.com<></snehal@tcifund.com>	Patrick Degorce <patrick@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></patrick@tcifund.com>
FROM	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com="">;  Williams, Allan <awilliams@proskauer.c< td=""><td>Chris Hohn <chris@tcifund.com></chris@tcifund.com></td></awilliams@proskauer.c<></ajacobs@proskauer.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
DATE	5/21/2007	5/21/2007	5/21/2007	5/21/2007	5/21/2007	5/22/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	TCI0938590- TCI0938592
NO.	1062	1063	1064	1065	1066	110

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		1	I	I		1
BASIS FOR PRIVILEGE	AC	AC	AC/WP	AC/WP	AC/WP	AC/WP
DESCRIPTION	Email containing attorney-client communications re. public relations.	Email re. Virginia law.	Email re. VA law and proxy contests.	Email re. VA law and proxy contests.	Email re. VA law and proxy contests.	Email re. VA law and proxy contests.
cc		Rishi Sunak <rishi@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com< th=""><th>Rishi Sunak  <rishi@tcifund.com>;  Jacobs, Arnold  <ajacobs@proskauer.com>; wrvanburen@kaufcan.com</ajacobs@proskauer.com></rishi@tcifund.com></th><th>Rishi Sunak  <rishi@tcifund.com>;  Jacobs, Arnold  <ajacobs@proskauer.com>;  wrvanburen@kaufcan.com</ajacobs@proskauer.com></rishi@tcifund.com></th><th>Rishi Sunak <rishi@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </rishi@tcifund.com></th><th>Rishi Sunak <rishi@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com< th=""></ajacobs@proskauer.com<></rishi@tcifund.com></th></ajacobs@proskauer.com<></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>;  Jacobs, Arnold  <ajacobs@proskauer.com>; wrvanburen@kaufcan.com</ajacobs@proskauer.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>;  Jacobs, Arnold  <ajacobs@proskauer.com>;  wrvanburen@kaufcan.com</ajacobs@proskauer.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com< th=""></ajacobs@proskauer.com<></rishi@tcifund.com>
ТО	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Van Buren, William R., III Rishi Sunak <wrvanburen@kaufcan.com< th=""><th>Williams, Allan Rishi Sunak &lt;4Williams@proskauer.com <rishi@tcifund.com>; Jacobs, Arnold &lt;4Jacobs@proskauer &gt;; wrvanburen@kaufcan.</rishi@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Williams, Allan Rishi Sunak  <awilliams@proskauer.com rrishi@tcifund.com=""  ="">;  &gt;; Snehal Amin   Anobs, Arnold  <snehal@tcifund.com>   AJacobs@proskauer   &gt;</snehal@tcifund.com></awilliams@proskauer.com></th><th>Van Buren, William R., III Rishi Sunak <uvranburen@kaufcan.com< th=""></uvranburen@kaufcan.com<></th></wrvanburen@kaufcan.com<>	Williams, Allan Rishi Sunak <4Williams@proskauer.com <rishi@tcifund.com>; Jacobs, Arnold &lt;4Jacobs@proskauer &gt;; wrvanburen@kaufcan.</rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan Rishi Sunak <awilliams@proskauer.com rrishi@tcifund.com=""  ="">;  &gt;; Snehal Amin   Anobs, Arnold  <snehal@tcifund.com>   AJacobs@proskauer   &gt;</snehal@tcifund.com></awilliams@proskauer.com>	Van Buren, William R., III Rishi Sunak <uvranburen@kaufcan.com< th=""></uvranburen@kaufcan.com<>
FROM	Patrick Degorce <patrick@tcifund.com></patrick@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Van Buren, William R., III <wrvanburen@kaufcan.co m&gt;</wrvanburen@kaufcan.co 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 
DATE	5/22/2007	5/22/2007	5/22/2007	5/22/2007	5/22/2007	5/22/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	TC10938593- TC10938595	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	111	1067	1068	1069	1070	1071

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	0	AC/WP	AC/WP	0	0	0	0	S/WP
DESCRIPTION	Email re. VA law and proxy contests.	Email re. CSX investments and AC taxation issues.	Email re. VA law and proxy AC contests.	Email re. VA law and proxy AC contests.	Email re. public relations. AC	Email re. public relations. AC	Email re. public relations. AC	Email re. public relations. AC	Email and attachments re. attorney AC/WP work product and analyses.
၁၁	Rishi Sunak <rishi@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </rishi@tcifund.com>	eric.l.nelson@us.pwc.com	Rishi Sunak <rishi@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; AJacobs@proskauer.com</rishi@tcifund.com>					Rishi Sunak <rishi@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </rishi@tcifund.com>
ТО	Williams, Allan <awilliams@proskauer.com &gt;; Van Buren, William R., III <wrvanburen@kaufcan.com< td=""><td>Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></td><td>Williams, Allan &lt;4Williams@proskauer.com &gt;; Van Buren, William R., III <wrvanburen@kaufcan.com &gt;</wrvanburen@kaufcan.com </td><td>AWilliams@proskauer.com; wrvanburen@kaufcan.com</td><td>d.com&gt;; se ind.com&gt;</td><td>Tuckley, Jane <jane.tuckley@traverssmit h.com&gt;</jane.tuckley@traverssmit </td><td>Tuckley, Jane <jane.tuckley@traverssmit h.com&gt;</jane.tuckley@traverssmit </td><td>James Hawks <james@tcifund.com></james@tcifund.com></td><td>Snehal Amin «Snehal@tcifund.com»; wrvanburen@kaufcan.com; phardy@kaufcan.com</td></wrvanburen@kaufcan.com<></awilliams@proskauer.com 	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Williams, Allan <4Williams@proskauer.com >; Van Buren, William R., III <wrvanburen@kaufcan.com &gt;</wrvanburen@kaufcan.com 	AWilliams@proskauer.com; wrvanburen@kaufcan.com	d.com>; se ind.com>	Tuckley, Jane <jane.tuckley@traverssmit h.com&gt;</jane.tuckley@traverssmit 	Tuckley, Jane <jane.tuckley@traverssmit h.com&gt;</jane.tuckley@traverssmit 	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; wrvanburen@kaufcan.com; phardy@kaufcan.com
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	olya.y.stuber@us.pwc.com Joe O'Flynn	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Tuckley, Jane <jane.tuckley@traverss mith.com&gt;</jane.tuckley@traverss 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 
DATE	5/22/2007	5/22/2007	5/22/2007	5/22/2007	5/23/2007	5/23/2007	5/23/2007	5/23/2007	5/23/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email	Email	Email	Email	Email	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	TC10938596- TC10938598	TC10938599- TC10938602	TC10938603- TC10938605	TCI0938606- TCI0938609	Withheld
NO.	1072	1073	1074	1075	112	113	114	115	1076

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BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC	AC	AC	AC	ACWP	AC	AC
DESCRIPTION	Email and attachments re. attorney AC/WP work product and analyses.	Email and attachments re. counsel's engagement letter.	Email re. public relations.	Email re. CSX takeover defense.	Email and attachment re. CSX / takeover defense.	Email re. CSX takeover defense.	Email and attachment re. CSX takeover defense.	Email re. CSX takeover defense.	Email re. CSX investments and taxation issues.
၁၁	Rishi Sunak <rishi@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </rishi@tcifund.com>			Rishi Sunak <rishi@tcifund.com>; AJacobs@proskauer.com</rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com< td=""><td>Rishi Sunak <rishi@tcifund.com>; AJacobs@proskauer.com</rishi@tcifund.com></td><td>Rishi Sunak <rishi@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com< td=""><td></td><td>Joe O'Flynn C-JOFlynn@tcifund.com&gt;; James Hawks SJames@tcifund.com&gt;</td></ajacobs@proskauer.com<></rishi@tcifund.com></td></ajacobs@proskauer.com<></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; AJacobs@proskauer.com</rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com< td=""><td></td><td>Joe O'Flynn C-JOFlynn@tcifund.com&gt;; James Hawks SJames@tcifund.com&gt;</td></ajacobs@proskauer.com<></rishi@tcifund.com>		Joe O'Flynn C-JOFlynn@tcifund.com>; James Hawks SJames@tcifund.com>
10	Snehal Amin <snehal@tcifund.com>; wrvanburen@kaufcan.com; Hardy, Porter, IV <pre><pre><pre><pre><pre><pre><pre><pre></pre></pre></pre></pre></pre></pre></pre></pre></snehal@tcifund.com>	Rebecca Lock <rlock@tcifund.com></rlock@tcifund.com>	Chris Hohn <chris@tcifund.com>; Patrick Degorce <patrick@tcifund.com></patrick@tcifund.com></chris@tcifund.com>	AWilliams@proskauer.com; wrvanburen@kaufcan.com	Snehal Amin Snehal@tcifund.com>; wrvanburen@kaufcan.com; Hardy, Porter, IV <pre>cphardy@kaufcan.com&gt;</pre>	AWilliams@proskauer.com; wrvanburen@kaufcan.com; phardy@kaufcan.com	Snehal Amin «Snehal@tcifund.com»; wrvanburen@kaufcan.com; phardy@kaufcan.com	AWilliams@proskauer.com; AJacobs@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
DATE	5/23/2007	5/23/2007	5/23/2007	5/23/2007	5/23/2007	5/23/2007	5/23/2007	5/23/2007	5/23/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email	Email	Email with attachment	Email	Email with attachment	Email	Email
BATES NO.	Withheld		Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1077	1078	1079	1080	1081	1082	1083	1084	1085

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BASIS FOR PRIVILEGE	AC	AC/WP	AC	AC
DESCRIPTION	Information on HSR filing.	Memo re. Comprehensive Rail Compromise Proposal	Email re. VA law and proxy contests.	Email re. VA law and proxy contests.
၁၁	Jacobs, Arnold <ajacobs@proskauer.com>; Ingrassia, John  <jingrassia@proskauer.co m=""></jingrassia@proskauer.co></ajacobs@proskauer.com>		Rishi Sunak <rishi@tcifund.com>;  AJacobs@proskauer.com;  Mastracco, Vincent J., Jr.  <vjmastracco@kaufcan.co m="">; Hardy, Porter, IV  <pre>cphardy@kaufcan.com&gt;;  Bowles, Michele W. <mwbowles@kaufcan.com> </mwbowles@kaufcan.com></pre></vjmastracco@kaufcan.co></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; AJacobs@proskauer.com; vjmastracco@kaufcan.com; phardy@kaufcan.com; mwbowles@kaufcan.com</rishi@tcifund.com>
ОТ	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>		Snehal Amin «Snehal@tcifund.com»; AWilliams@proskauer.com	wrvanburen@kaufcan.com; AWilliams@proskauer.com
FROM	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 		Van Buren, William R., III <wrvanburen@kaufoan.co m&gt;</wrvanburen@kaufoan.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	2/23/2007	5/23/2007	5/24/2007	5/24/2007
TYPE OF DOCUMENT	Email	Draft Frequently Asked Questions	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	1086	1087	1088	1089

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC
DESCRIPTION	Email re. VA law and proxy contests.	Email re. VA law and proxy contests.	Email re. VA law and proxy contests.	Email re. shareholder meetings.	AWilliams@proskauer.com Email re. shareholder meetings.
၁	Rishi Sunak <rishi@tcifund.com>;  AJacobs@proskauer.com;  Mastracco, Vincent J., Jr.  <vjmastracco@kaufcan.co m="">; Hardy, Porter, IV  <phardy@kaufcan.com>;  Bowles, Michele W.  <mwbowles@kaufcan.com> &gt;</mwbowles@kaufcan.com></phardy@kaufcan.com></vjmastracco@kaufcan.co></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; AJacobs@proskauer.com; vjmastracco@kaufcan.com; phardy@kaufcan.com; mwbowles@kaufcan.com</rishi@tcifund.com>	Rishi Sunak <rishi@toifund.com>;  AJacobs@proskauer.com;  Mastracco, Vincent J., Jr.  <vjmastracco@kaufoan.co m="">; Hardy, Porter, IV  <phardy@kaufcan.com>;  Bowles, Michele W.  <mwbowles@kaufcan.com> &gt;</mwbowles@kaufcan.com></phardy@kaufcan.com></vjmastracco@kaufoan.co></rishi@toifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	AWilliams@proskauer.com
01	Snehal Amin <snehal@tcifund.com>; AWilliams@proskauer.com</snehal@tcifund.com>	wrvanburen@kaufcan.com; AWilliams@proskauer.com	Snehal Amin <snehal@tcifund.com>; AWilliams@proskauer.com</snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com
FROM	Van Buren, William R., III <wrvanburen@kaufcan.co m&gt;</wrvanburen@kaufcan.co 	Snehal@tcifund.com>	Van Buren, William R., III <wrvanburen@kaufcan.co m&gt;</wrvanburen@kaufcan.co 	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	5/24/2007	5/24/2007	5/24/2007	5/26/2007	5/26/2007
TYPE OF DOCUMENT	E maii	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1090	1091	1092	1093	1094

Page 119

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	0		0	0	0	0	0
DESCRIPTION	Email re. shareholder meetings. AC	AC Anaw.	Email re. VA law in connection to AC control/acquisition.	Email re. CSX investments and AC taxation issues.	Email re. corporate governance. AC	dennis.eckberg@us.pwc.co Email re. CSX investments and AC m; taxation issues. jennifer.l.ward@us.pwc.co m m	Email re. corporate governance. AC
၁၁	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Rishi Sunak <rishi@tcifund.com>;  AWilliams@proskauer.com;  AJacobs@proskauer.com;  Van Buren, William R., III  <wrvanburen@kaufcan.co m="">; Mastracco, Vincent J.,  Jr.  <vjmastracco@kaufcan.co m=""></vjmastracco@kaufcan.co></wrvanburen@kaufcan.co></rishi@tcifund.com>	Rishi Sunak; AWilliams@proskauer.com; AJacobs@proskauer.com; Van Buren, William R., Ill; Mastracco, Vincent J., Jr.	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>		dennis.eckberg@us.pwc.co m; jennifer.l.ward@us.pwc.co m	
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal @tcifund.com>	Snehal Amin	eric.l.nelson@us.pwc.com	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>
FROM	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Hardy, Porter, IV <phardy@kaufcan.com></phardy@kaufcan.com>	Porter Hardy, K & L Gates	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	eric.I.nelson@us.pwc.com	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	5/26/2007	5/29/2007	5/29/2007	5/31/2007	6/1/2007	6/1/2007	6/1/2007
TYPE OF DOCUMENT		Email	E-Mail	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1095	1096	1097	1098	1099	1100	1101

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	0			0	0	<i>(</i> )		AC/WP		
DESCRIPTION	Email re. corporate governance. AC	Email re. corporate governance. AC	Email re. corporate governance. AC	Email re. corporate governance. AC	dennis.eckberg@us.pwc.co Email re. CSX investments and m; m; jennifer.l.ward@us.pwc.co m; Joe OFlynn <joflynn@ctifund.com></joflynn@ctifund.com>	dennis.eckberg@us.pwc.co Email re. CSX investments and m; m; stephen.a.nauheim@us.pw c.com; jennifer.l.ward@us.pwc.co m; olya.y.stuber@us.pwc.com	Email re. CSX investments and AC taxation issues.	Email and attachment re. Annual AC Investor Conference presentation.	Email re. communication with AC Baggs.	Email re. communication with AC Baggs.
၁၁					dennis.eckberg@us.pwc.co m; jennifer.l.ward@us.pwc.co m; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	dennis.eckberg@us.pwc.co m; stephen.a.nauheim@us.pw c.com; jennifer.l.ward@us.pwc.co m; olya.y.stuber@us.pwc.com				Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 
01	James Hawks <james@tcifund.com></james@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	James Hawks <james@tcifund.com></james@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	eric.l.nelson@us.pwc.com	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	eric.I.nelson@us.pwc.com	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	AJacobs@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Bianchini, Maria Gabriela James Hawks <mariagabriela.bianchini@ <james@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@>	James Hawks <james@tcifund.com></james@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	James Hawks <james@tcifund.com></james@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	eric.I.nelson@us.pwc.com	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""> &gt;</ajacobs@proskauer.com>
DATE	6/1/2007	6/2/2007	6/2/2007	6/2/2007	6/4/2007	6/5/2007	6/6/2007	6/6/2007	6/8/2007	6/8/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email with attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld		TC10938613- TC10938616
NO.	1102	1103	1104	1105	1106	1107	1108	1109	116	117

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	4C	Q	Q	JQ AC	70
DESCRIPTION	Email and attachment re. presentation at investor conference.	Email and attachment re. / presentation at investor conference.	Email and attachment re. / presentation at investor conference.	Email re. swaps and tax consequences.	dennis.eckberg@us.pwc.co Email re. CSX ownership levels and AC tax consequences.  itax consequences.  olya.y.stuber@us.pwc.com	dennis.eckberg@us.pwc.co Email re. CSX ownership levels and AC tax consequences.  itax consequences.  olya.y.stuber@us.pwc.com	dennis.eckberg@us.pwc.co Email re. CSX ownership levels and AC tax consequences.  itax consequences.  olya.y.stuber@us.pwc.com	dennis.eckberg@us.pwc.co Email re. CSX ownership levels and AC m; tax consequences. olya.y.stuber@us.pwc.com	Email re. CSX ownership levels and AC tax consequences.
၁၁					dennis.eckberg@us.pwc.co m; olya.y.stuber@us.pwc.com	dennis.eckberg@us.pwc.co m; olya.y.stuber@us.pwc.com	dennis.eckberg@us.pwc.co m; olya.y.stuber@us.pwc.com	dennis.eckberg@us.pwc.co m; olya.y.stuber@us.pwc.com	Joe O'Flynn <joflynn@tcifund.com>; dennis.eckberg@us.pwc.co m; olya.y.stuber@us.pwc.com; jennifer!.ward@us.pwc.co m</joflynn@tcifund.com>
10	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	dennis.eckberg@us.pwc.co m	Joe OFlynn <joflynn@tcifund.com></joflynn@tcifund.com>	eric.I.nelson@us.pwc.com	Joe OFlynn <joflynn@tcifund.com></joflynn@tcifund.com>	eric.I.nelson@us.pwc.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	٤	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	eric.I.nelson@us.pwc.com	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	eric.I.nelson@us.pwc.com
DATE	6/11/2007	6/11/2007	6/11/2007	6/12/2007	6/12/2007	6/12/2007	6/12/2007	6/12/2007	6/13/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1110	1111	1112	1113	1114	1115	1116	1117	1118

Page 122

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	O	O	AC	AC	AC	O	O	၁	O
DESCRIPTION	dennis.eckberg@us.pwc.co Email re. CSX ownership levels and AC m; tax consequences. jennifer.l.ware@us.pwc.co m; m; olya.y.stuber@us.pwc.com	Email re. CSX ownership levels and AC tax consequences.	Potential engagement of Proxy A Solicitor.	Potential engagement of Proxy A Solicitor.	Potential engagement of Proxy A Solicitor.	dennis.eckberg@us.pwc.co Email re. CSX ownership levels and AC tax consequences. jennifer.l.ware@us.pwc.co m; olya.y.stuber@us.pwc.com; Joe OFlynn <joflynn@tcifund.com></joflynn@tcifund.com>	dennis.eckberg@us.pwc.co   Email re. CSX ownership levels and   AC   tax consequences.   tax consequences.   jennifer.l.ware@us.pwc.co   m;   m;   olya.y.stuber@us.pwc.com	Email re. CSX ownership levels and AC tax consequences.	olya.y.stuber@us.pwc.com; Email re. CSX ownership levels and AC dennis.eckberg@us.pwc.co tax consequences.
၁၁	dennis.eckberg@us.pwc.co m; jennifer.l.ware@us.pwc.co m; olya.y.stuber@us.pwc.com					dennis.eckberg@us.pwc.co m; jennifer.l.ware@us.pwc.co m; olya.y.stuber@us.pwc.com; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	dennis.eckberg@us.pwc.co m; jennifer.l.ware@us.pwc.co m; olya.y.stuber@us.pwc.com		olya.y.stuber@us.pwc.com; Email re. CSX own dennis.eckberg@us.pwc.co tax consequences. m
ТО	Joe O'Flynn <joflynn@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></joflynn@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	eric.I.nelson@us.pwc.com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></joflynn@tcifund.com>	eric.I.nelson@us.pwc.com	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
FROM	eric.I.nelson@us.pwc.com	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	eric.I.nelson@us.pwc.com	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	eric.I.nelson@us.pwc.com
DATE	6/15/2007	6/15/2007	6/15/2007	6/15/2007	6/15/2007	6/17/2007	6/18/2007	6/20/2007	6/20/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1119	1120	1121	1122	1123	1124	1125		1127

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

~ "'									
BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	dennis.eckberg@us.pwc.co Email re. CSX ownership levels and AC m; tax consequences. olya.y.stuber@us.pwc.com	dennis.eckberg@us.pwc.co Email re. CSX ownership levels and ACm; m; tax consequences. olya.y.stuber@us.pwc.com	olya.y.stuber@us.pwc.com; Email re. CSX ownership levels and AC dennis.eckberg@us.pwc.co tax consequences.	Email re. CSX ownership levels and AC tax consequences.	Email and attachment re. CSX-related tasks.	Email and attachment re. legal department's CSX-related tasks.	Email and attachment re. legal department's CSX-related tasks.	Disclosure inquiries for SEC section AC 13 and 16.	Disclosure inquiries for SEC section AC 13 and 16.
၁၁	dennis.eckberg@us.pwc.co m; olya.y.stuber@us.pwc.com	dennis.eckberg@us.pwc.co m; olya.y.stuber@us.pwc.com	olya.y.stuber@us.pwc.com; Email re. CSX own dennis.eckberg@us.pwc.co tax consequences. m		James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></james@tcifund.com>			Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
70	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	eric.l.nelson@us.pwc.com	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	eric.I.nelson@us.pwc.com	Rebecca Lock <rlock@tcifund.com>; Eva Kauerova <eva@tcifund.com>; Dwain Davis <dwain@tcifund.com></dwain@tcifund.com></eva@tcifund.com></rlock@tcifund.com>	Liane Evans <liane@tcifund.com></liane@tcifund.com>	Rebecca Lock <rlock@tcifund.com></rlock@tcifund.com>	ajacobs@proskauer.com; AWilliams@proskauer.com	Rishi Sunak <rishi@tcifund.com>; Williams, Allan <awilliams@proskauer.com></awilliams@proskauer.com></rishi@tcifund.com>
FROM	eric.I.nelson@us.pwc.com	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	eric.I.nelson@us.pwc.com	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Rebecca Lock <rlock@tcifund.com></rlock@tcifund.com>	Liane Evans <liane@tcifund.com></liane@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Jacobs, Arnold Rishi Sunak <ajacobs@proskauer.com rrishi@tcifund.com=""  ="">;</ajacobs@proskauer.com>
DATE	6/20/2007	6/20/2007	6/20/2007	6/20/2007	6/22/2007	6/25/2007	6/25/2007	6/27/2007	6/30/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email with attachment	Email with attachment	Email with attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld		TCI0939013-	TCI0939026- TCI0939038	039- 052	Withheld	Withheld
NO.	1128	1129	1130	1131	148	119	120	1132	1133

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC/WP	AC		AC	AC	AC
DESCRIPTION	Disclosure inquiries for SEC section AC 13 and 16.	Potential engagement agreement inquiries.	stephen.a.nauheim@us.pw Email re. structure of potential c.com; investment in CSX. chip.harter@us.pwc.com; eric.l.nelson@us.pwc.com; dennis.eckberg@us.pwc.co m; Joe OFlynn	Potential engagement agreement inquiries.	Potential engagement agreement inquiries.	Email re. investment in CSX.	SEC filing information.	Email chain re. TCI's corporate structure.
၁၁	Snehal Amin <snehal@tcifund.com>; Dropkin, Charles E. <cdropkin@proskauer.com></cdropkin@proskauer.com></snehal@tcifund.com>		stephen.a.nauheim@us.pw c.com; chip.harter@us.pwc.com; eric.l.nelson@us.pwc.com; dennis.eckberg@us.pwc.co m; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>				Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 
01	Rishi Sunak <rishi@tcifund.com>;  <rishi@tcifund.com>;  <snehal@tcifund.com>;  Uvilliams, Allan  <awilliams@proskauer.com></awilliams@proskauer.com></snehal@tcifund.com></rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; James Hawks «james@tcifund.com»	d Snehal Amin oskauer.com <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com>	Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks oskauer.com <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>
FROM	Jacobs, Arnold Rishi Sunak <ajacobs@proskauer.com <rishi@tcifund.com="">;  Williams, Allan <awilliams@proskaue< th=""><th>Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com></th><th>olya.y.stuber@us.pwc.com Snehal Amin <snehal@tci< th=""><th>Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com></th><th>Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </th></snehal@tci<></th></awilliams@proskaue<></ajacobs@proskauer.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	olya.y.stuber@us.pwc.com Snehal Amin <snehal@tci< th=""><th>Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com></th><th>Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </th></snehal@tci<>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 
DATE	6/30/2007	6/30/2007	7/5/2007	7/6/2007	7/6/2007	7/9/2007	7/10/2007	7/11/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	TCI0929993- TCI0929998	Withheld	Withheld
NO.	1134	1135	1136	1137	1138	23	1139	1140

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email chain re. TCI's corporate structure and swap agreements.	Email chain re. TCI's corporate structure and swap agreements.	Email chain re. TCI's corporate structure and swap agreements.	Email chain re. TCI's corporate structure and swap agreements.	Email chain re. TCI's corporate structure and swap agreements.	Email chain re. TCI's corporate A structure and swap agreements.
၁၁	Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Williams, Allan <awilliams@proskauer.co m=""></awilliams@proskauer.co></tsjoblom@proskauer.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Williams, Allan <awilliams@proskauer.co m=""></awilliams@proskauer.co></tsjoblom@proskauer.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Williams, Allan &lt;4Williams@proskauer.co m&gt;</tsjoblom@proskauer.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Williams, Allan <awilliams@proskauer.co m=""></awilliams@proskauer.co></tsjoblom@proskauer.com>	tsjoblom@proskauer.com; AWilliams@proskauer.com
10	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Jacobs, Arnold <a href="Adacobs@proskauer.com"></a> <a href="Adacobs@proskauer.com"></a> <a href="Adacobs@proskauer.com"></a> <a href="Adacobs@proskauer.com"></a> <a href="Adames@proskauer.com"></a> <a href="Adames@proskauer.com"><a href="Adames@proskauer.com"><a href="Adames@proskauer.com"><a href="Adames@proskauer.com"><a href="Adames@proskauer.com"><a href="Adames@proskauer.com"><a href="Adames@proskauer.com"><a href="Adames@proskauer.com"></a></a></a></a></a></a></a></a>				

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email chain re. TCI's corporate structure and swap agreements.	SEC document request.	SEC document request.	Email chain re. SEC document request.	Email re. CSX board voting.	Email re. CSX board voting.	Email re. board composition and Avoting.
၁၁	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;; Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co </tsjoblom@proskauer.com 	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com>; Hardy, Porter, IV  <phardy@kaufcan.com>; Van Buren, William R., III  <wrvanburen@kaufcan.co m="">; Mastracco, Vincent J., Jr.  <vjmastracco@kaufcan.co m="">; Mastracco, Vincent J., Jr.</vjmastracco@kaufcan.co></wrvanburen@kaufcan.co></phardy@kaufcan.com></ajacobs@proskauer.com>	Jacobs, Arnold; Hardy, Porter, IV; Van Buren, William R., III; Mastracco, Vincent J., Jr.
ТО	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com>	d James Hawks oskauer.com <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Jacobs, Arnold Sjoblom, Thomas V. <ajacobs@proskauer.com>; <tsjoblom@proskauer.com <james@tcifund.com="" hawks="" james=""></tsjoblom@proskauer.com></ajacobs@proskauer.com>	ajacobs@proskauer.com; AWilliams@proskauer.com	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Rishi Sunak; Snehal Amin
FROM	Jacobs, Arnold James Hawks <ajacobs@proskauer.com <james@tcifund.com="">; Snehal Amin <snehal@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></snehal@tcifund.com></ajacobs@proskauer.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com snehal@tcifund.com=""  ="">;</ajacobs@proskauer.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	er.co	Allan Williams
DATE	7/11/2007	7/12/2007	7/12/2007	7/12/2007	7/13/2007	7/13/2007	7/13/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	E-Mail
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1147	1148	1149	1150	1151	1152 N	1153  \

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC/WP	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email containing attorney-client communications re. taxes	Email chain re. CSX board voting.	Email and attachment re. draft of Bear Stearns speech.	Internal discussion re. counsel's tax AC advice.	Internal discussion re. counsel's tax AC advice.	Internal discussion re. counsel's tax AC advice.	Email containing attorney-client communication re. TCI's OM.	Email and attachment containing attorney-client communication rechart of cross holdings for counsel's analysis.	Email and attachment containing attorney-client communication rechart of cross holdings for counsel's analysis.
၁၁		Jacobs, Arnold <ajacobs@proskauer.com>; Hardy, Porter, IV  <phardy@kaufcan.com>; Mastracco, Vincent J., Jr.  <vjmastracco@kaufcan.co m="">; Bowles, Michele W.  <mwbowles@kaufcan.com></mwbowles@kaufcan.com></vjmastracco@kaufcan.co></phardy@kaufcan.com></ajacobs@proskauer.com>							
ОТ	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Williams, Allan	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Adrian Beattie <a><a><a><a><a><a><a><a><a><a><a><a><a>&lt;</a></a></a></a></a></a></a></a></a></a></a></a></a>	Karoline Keane <karoline@tcifund.com></karoline@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Van Buren, William R., III <wrvanburen@kaufcan.co m&gt;</wrvanburen@kaufcan.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Karoline Keane <karoline@tcifund.com></karoline@tcifund.com>
DATE	7/15/2007	7/17/2007	7/17/2007	7/17/2007	7/17/2007	7/17/2007	7/17/2007	7/18/2007	7/18/2007
TYPE OF DOCUMENT	Email	Emaii	Email with attachment	Email	Email	Email	Email	Email with attachment	Email with attachment
BATES NO.	TCI0930337- TCI0930338	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	54	1154	1155	1156	1157	1158	1159	1160	1161

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC	٩C	4C	AC	AC
DESCRIPTION	Email chain re. CSX board voting.	re. draft document retention	Email re. presentation to CSX board.	Email chain re. presentation to CSX AC board.	Email chain re. presentation to CSX AC board.	Email re. swap agreements and disclosure.	Email re. HSR filing.
၁၁	Jacobs, Arnold <ajacobs@proskauer.com>; Mastracco, Vincent J., Jr.  <vjmastracco@kaufcan.co m="">; Reed, Jonathan B.  <jbredgkaufcan.com>;  Foster, Anne C.  <acfoster@kaufcan.com>;  Foster, Anne C.  <acfoster@kaufcan.com>;  <acfoster@kaufcan.com>;  <acfoster@kaufcan.com>;  <acfoster@kaufcan.com>;  <acfoster@kaufcan.com>;  <acfoster@kaufcan.com>;  <acfoster@kaufcan.com>;  <acfoster@kaufcan.com></acfoster@kaufcan.com></acfoster@kaufcan.com></acfoster@kaufcan.com></acfoster@kaufcan.com></acfoster@kaufcan.com></acfoster@kaufcan.com></acfoster@kaufcan.com></acfoster@kaufcan.com></acfoster@kaufcan.com></jbredgkaufcan.com></vjmastracco@kaufcan.co></ajacobs@proskauer.com>	Jacobs, Arnold Email <ajacobs@proskauer.com policy.=""></ajacobs@proskauer.com>					
10	Williams, Allan  -AWilliams@proskauer.com >; Rishi Sunak -Kishi@tcifund.com>; Mastracco, Vincent J., Jr -Vijmastracco, Vincent	Snehal Amin Snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></james@tcifund.com>	Dwain Davis <dwain@tcifund.com></dwain@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></snehal@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></tsjoblom@proskauer.com>	Ingrassia, John <jingrassia@proskauer.com &gt;</jingrassia@proskauer.com 
FROM	Van Buren, William R., III <wrvanburen@kaufcan.co m&gt;</wrvanburen@kaufcan.co 	Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@toifund.com></james@toifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	7/18/2007	7/18/2007	7/19/2007	7/19/2007	7/19/2007	7/20/2007	7/20/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	TCI0930354- TCI0930355	Withheld
NO.	1162	1163	1164	1165	1166	25	1167

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC/WP	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. HSR filing.	Email re. HSR filing.	Email re. HSR filing.	Email re. HSR filing.	Email and attachments re. Confidentiality Agreement.	Potential Engagement Inquiry.	Potential Engagement Inquiry,	Draft confidentiality agreement with AC CSX Board.	Draft confidentiality agreement with AC CSX Board.	Potential Engagement Inquiry.	Email chain re, potential engagement inquiry.
၁၁					James Hawks <james@tcifund.com></james@tcifund.com>					Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Williams, Allan <awilliams@proskauer.co< td=""></awilliams@proskauer.co<></rishi@tcifund.com>
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	jingrassia@proskauer.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	jingrassia@proskauer.com	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Oscar Munoz; Ellen Fitzimmons		AJacobs@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Dwain Davis <dwain@tcifund.com></dwain@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	The Children's Investment Fund Management (UK) LLP	The Children's Investment Fund Management (UK) LLP	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>
DATE	7/20/2007	7/20/2007	7/20/2007	7/20/2007	7/20/2007	7/20/2007	7/20/2007	7/20/2007	7/20/2007	7/21/2007	7/21/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email with attachment	Email	Email	Draft Agreement	Draft Agreement	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1168	1169	1170	1171	1172		1174	1175	1176	1177	1178

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

NO.	BATES NO.	TYPE OF DOCUMENT	DATE	FROM	ОТ	သ	DESCRIPTION	BASIS FOR PRIVILEGE
1179	Withheld	Email	7/21/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com	Rishi Sunak <rishi@tcifund.com>; AWilliams@proskauer.com</rishi@tcifund.com>	Email chain re, potential engagement inquiry.	AC
1180	Withheld	Email	7/22/2007	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Dwain Davis <dwain@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></dwain@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Email re. confidentiality agreement with CSX.	AC
1181	Withheld	Email	7/22/2007	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	jingrassia@proskauer.com	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Email chain re. HSR filing.	AC
1182	Withheld	Email	7/22/2007	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Rishi Sunak <rishi@toifund.com></rishi@toifund.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Email chain re. HSR filing.	AC
1183	Withheld	Email	7/22/2007	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Dwain Davis <dwain@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></dwain@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Email and attachments re. Confidentiality Agreement.	AC
26	TC10930376- TC10930550	Email with attachment	7/23/2007	Rishi@tcifund.com>	Rahul Moodgal  Rahul@tcifund.com>; James Hawks  James@tcifund.com>; Snehal Amin  Snehal Amin  Snehal@tcifund.com>; Robert Ottley  Robert@tcifund.com>; Matthew King <matt@tcifund.com></matt@tcifund.com>	Chris@tcifund.com>	Email re. TCI structure and HSR filing.	AC

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC
DESCRIPTION	Email chain re. TCI structure and HSR filing.	Email chain re. TCI structure and HSR filing.	Email chain re. TCI structure and HSR filing.	Email chain re. HSR filing.
၁၁	Chris@tcifund.com>			
ОТ	Rahul Moodgal <rahul@tcifund.com>; James Hawks  <james@tcifund.com>; Snehal Amin  <snehal <snehal@tcifund.com="" amin="">; Robert Ottley  <robert@tcifund.com>; Matthew King  <matt@tcifund.com></matt@tcifund.com></robert@tcifund.com></snehal></james@tcifund.com></rahul@tcifund.com>	James Hawks <james@tcifund.com>; Rahul Moodgal <rahul@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Robert Ottley <robert@tcifund.com>; Matthew King <matt@tcifund.com></matt@tcifund.com></robert@tcifund.com></snehal@tcifund.com></rahul@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com>; Rahul Moodgal <rahul@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Robert Ottley <robert@tcifund.com>; Matthew King <matt@tcifund.com></matt@tcifund.com></robert@tcifund.com></snehal@tcifund.com></rahul@tcifund.com></james@tcifund.com>	Ingrassia, John <jingrassia@proskauer.com &gt;</jingrassia@proskauer.com 
FROM	Rishi@tcifund.com>	Chris@tcifund.com>	Chris@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	7/23/2007	7/23/2007	7/23/2007	7/23/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	Email
BATES NO.	TC10930551- TC10930726	TC10931076	TC10931077 -	Withheld
NO.	27	78	56	1184

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	O4	AC	4C
DESCRIPTION	Email chain re. HSR filing.	Email chain re. HSR filing.	Email chain re. HSR filing.	Email re. HSR filing.	Email re. HSR filings.	Email containing attorney-client communication re. TCI structure and HSR filing.	Email chain and attachment re. TCI AC structure and HSR filing.	Email containing attorney-client communication re. TCI structure and HSR filing.	eric.I.nelson@us.pwc.com; Internal discussion re. counsel's tax AC dennis.eckberg@us.pwc.co advice. m; molya.y.stuber@us.pwc.com
၁၁				Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>					eric.I.nelson@us.pwc.com; Interna dennis.eckberg@us.pwc.co advice. m; olya.y.stuber@us.pwc.com
10	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Rishi Sunak	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Chris Hohn  Chris@tcifund.com>;  James Hawks <james@tcifund.com>;  Snehal Amin  <snehal@tcifund.com>;  Robert Ottley  Amatthew King  <matt@tcifund.com>;  Amatthew King  <matt@tcifund.com>;  Stanta &lt; Rishi  Sunak <rishi< td=""><td>Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com></td><td>Matthew King <matt@tcifund.com></matt@tcifund.com></td></rishi<></matt@tcifund.com></matt@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Matthew King <matt@tcifund.com></matt@tcifund.com>
FROM	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	John Ingrassia, Proskauer Rose	Matthew King <matt@tcifund.com></matt@tcifund.com>	Rahul@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	olwyn.m.alexander@ie.pwc Matthew King .com
DATE	7/23/2007	7/23/2007	7/23/2007	7/23/2007	7/23/2007	7/24/2007	7/24/2007	7/24/2007	7/24/2007
TYPE OF DOCUMENT	Email	Email	with ment	Email	E-Mail	Email with attachment	email with attachment	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	,	TC10931428 -	TC10931606 - TC10931779	TCI0931780- TCI0931785
NO.	1185	1186	1187	1188	1189	30	£	32	. 33

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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BASIS FOR PRIVILEGE	AC		AC	AC		AC		AC												
DESCRIPTION	Internal discussion re. counsel's tax AC advice.		Email chain re. TCI structure and	Email chain re. TCI structure and	HSR filing.	Email chain re. TCI structure and	HSR filing.	Email chain re. TCI structure and	HSR filing.											
၁၁			Snehal Amin	Snehal Amin	<snehal@tcifund.com></snehal@tcifund.com>															
ОТ	Rahul Moodgal <rahul@tcifund.com>;</rahul@tcifund.com>	Karoline Keane <karoline@tcifund.com></karoline@tcifund.com>	James Hawks		nd.com>	James Hawks	<james@tcifund.com></james@tcifund.com>	Rahul Moodgal	<rahul@tcifund.com>; Chris</rahul@tcifund.com>	Hohn <chris@tcifund.com>;</chris@tcifund.com>	James Hawks	<james@tcifund.com>;</james@tcifund.com>	Snehal Amin	<snehal@tcifund.com>;</snehal@tcifund.com>	Robert Ottley	<robert@tcifund.com>;</robert@tcifund.com>	Matthew King	<matt@tcifund.com>; Joe</matt@tcifund.com>	O'Flynn	<joflynn@tcifund.com></joflynn@tcifund.com>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	)	Rishi Sunak	James Hawks	<james@tcifund.com></james@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>											
DATE	7/24/2007		7/24/2007	7/24/2007		7/24/2007		7/24/2007												
TYPE OF DOCUMENT	Email with attachment		Email	Email		Email		Email											_	
BATES NO.	TCI0957282 - TCI0957283		Withheld	Withheld		Withheld		Withheld			_								_	
NO.	346		1190	1191		1192		1193												

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

OR GE				
BASIS FOR PRIVILEGE	AC	AC AC	AC	AC
DESCRIPTION	Email chain re. TCI structure and HSR filing.	Email chain re. TCI structure and HSR filing.	olya.y.stuber@us.pwc.com; Internal discussion re. counsel's tax AC dennis.eckberg@us.pwc.co advice. m; jennifer.l.ward@us.pwc.co m; stephen.a.nauheim@us.pw c.com; com com	Email containing attorney-client communication re. TCI structure and HSR filing.
၁၁			olya.y.stuber@us.pwc.com; Interna dennis.eckberg@us.pwc.co advice. m; jennifer.l.ward@us.pwc.co m; stephen.a.nauheim@us.pw c.com; olwyn.m.alexander@ie.pwc. com	
ТО	Rahul Moodgal <rahul@tcifund.com>; Chris Hohn <chris@tcifund.com>; James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Robert Ottley Matthew King <matt@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></matt@tcifund.com></snehal@tcifund.com></james@tcifund.com></chris@tcifund.com></rahul@tcifund.com>	Rishi Sunak <rishi@tcifund.com>;  Matthew King  <matt@tcifund.com>; James  Hawks  <james@tcifund.com>;  Snehal Amin  <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com></matt@tcifund.com></rishi@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>
FROM	Rishi@tcifund.com>	Chris@tcifund.com>	eric.I.nelson@us.pwc.com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	7/24/2007	7/24/2007	7/24/2007	7/24/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	707 2	1195	1196	1197

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR	insel's tax AC	insel's tax AC	AC	insel's tax AC	insel's tax AC	insel's tax AC	ınsel's tax AC
DESCRIPTION	Internal discussion re. counsel's tax AC advice.	Internal discussion re. counsel's tax AC advice.	Email re. tax issue.	Internal discussion re. cou advice.	Internal discussion re. counsel's tax AC advice.	Internal discussion re. counsel's tax AC advice.	Internal discussion re. counsel's tax AC advice.
၁၁				olya.y.stuber@us.pwo.com; Internal discussion re. counsel's tax AC dennis.eckberg@us.pwc.co advice. m; jennifer.l.ward@us.pwc.co m; stephen.a.nauheim@us.pw c.com; olwyn.m.alexander@ie.pwc.	Matthew King <pre>cmatt@tcifund.com&gt;; Chris advice. Hohn <chris@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></chris@tcifund.com></pre>	Matthew King <matt@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></matt@tcifund.com>	Matthew King cmat(@tcifund.com>;
10	Rahul Moodgal <rahul@tcifund.com>; Karoline Keane <karoline@tcifund.com></karoline@tcifund.com></rahul@tcifund.com>	olwyn.m.alexander@ie.pwc.c om	James Hawks <james@tcifund.com>; Matthew King <matt@tcifund.com></matt@tcifund.com></james@tcifund.com>	eric.I.nelson@us.pwc.com	Rishi Sunak <rishi@tcifund.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></rishi@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></joflynn@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Joe</rishi@tcifund.com>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Matthew King <matt@tcifund.com></matt@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <jo flynn@tcifund.com=""></jo>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	7/24/2007	7/24/2007	7/24/2007	7/24/2007	7/24/2007	7/24/2007	7/24/2007
TYPE OF	Email with attachment	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
ON	1198	1199	1200	1201	1202	1203	1204

Filed 06/04/2008

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BASIS FOR PRIVILEGE	ıx AC	AC/WP	AC/WP	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Internal discussion re. counsel's tax AC advice.	Email and attachment re. SEC filing.	Email and attachment re. SEC filing.	Email re. Proskauer's SEC advice.	Email re. Proskauer's SEC advice.	Email re. Proskauer's SEC advice.	Email re. SEC filing.	Internal discussion re. counsel's TCI restructuring advice.	Internal discussion re. counsel's TCI restructuring advice.	Email re. TCI structural analysis.	Email re. HSR filing.	Email re. TCI feeder.
23		Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Perrell, Jacqueline <jperrell@proskauer.com>; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></jperrell@proskauer.com></tsjoblom@proskauer.com>					Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>				Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com>	Robert Ottley
OT	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></james@tcifund.com>	Matthew King <matt@tcifund.com></matt@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ingrassia, John <jingrassia@proskauer.com &gt;</jingrassia@proskauer.com 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	James Hawks
FROM	Matthew King <matt@tcifund.com></matt@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Eileen Moran
DATE	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email with attachment	Email	Email	Email	Email	Email	Email	Email with attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1215	1216	1217	1218	1219	1220		1222	1223	1224	1225	1226

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BASIS FOR PRIVILEGE	AC AC	AC	AC	AC
DESCRIPTION	Email and attachment containing attorney-client communication repotential acquisition of CSX and tax implications.	e tax	Email containing attorney-client communication re. potential acquisition of CSX and tax implications.	ning attorney-client on re. potential f CSX and tax
၁၁	Karoline Keane <a href="Karoline@tcifund.com"></a> <a href="Karoline"></a> <a href="Karoline"><a href="&lt;/th"><th>Karoline Keane  Karoline@tcifund.com&gt;; Cathy O'Reilly </th></a> Cathy@tcifund.com&gt;; James Hawks </a> James@tcifund.com&gt;; Robert Ottley  Robert@tcifund.com&gt;; Elleen Moran Elleen@tcifund.com&gt;</a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>	Karoline Keane  Karoline@tcifund.com>; Cathy O'Reilly		
ОТ	Chris Hohn <chris@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com></snehal@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com></snehal@tcifund.com></chris@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Chris Hohn <chris@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></chris@tcifund.com>
FROM	Rishi@tcifund.com>	Rishi@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	7/25/2007	7/25/2007	7/25/2007	7/25/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email	Email
BATES NO.	Withheld		Withheld	Withheld
NO.	1227		1229 \	1230

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

NO.	BATES NO.	TYPE OF	DATE	FROM	10	သ	DESCRIPTION	BASIS FOR
								PRIVILEGE
1239	Withheld	Email	7/25/2007	Chris@tcifund.com>	Rahul Moodgal (Karoline Keane - Rahul@tcifund.com>; Sunak <rishi@tcifund.com>; Cathy O'Reilly</rishi@tcifund.com>	Karoline Keane   Karoline@tcifund.com>; Cathy O'Reilly Cathy@tcifund.com>; James Hawks <james@tcifund.com>; Robert Ottley Robert Ottley Eileen Moran <eileen@trind.com>; <eileen@trind.com>; <eileen@trind.com>; <eileen@trind.com>; <eileen@trind.com>; <matt@tcifund.com> <matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></matt@tcifund.com></eileen@trind.com></eileen@trind.com></eileen@trind.com></eileen@trind.com></eileen@trind.com></james@tcifund.com>	Email containing attorney-client communication re. potential acquisition of CSX and tax implications.	AC
1240	Withheld	Email	7/25/2007	Chris@tcifund.com>	Rahul Moodgal Karoline Keane  -Rahul@tcifund.com>; Rishi -Karoline@tcifund.com>; Sunak -Rishi@tcifund.com>; Snehal Amin -Cathy@tcifund.com>; Snehal@tcifund.com>; Snehal@tcifund.com>; Robert Ottley -CROBERT Offley -CROBERT OFFLE -CROBERT O	,	Email containing attorney-client communication re, potential acquisition of CSX and tax implications.	O V

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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DESCRIPTION	Email containing attorney-client communication re, potential acquisition of CSX and tax implications.	Email containing attorney-client	communication re. potential	implications.	Email containing attorney-client	communication re. potential	acquisition of CSX and tax	Implications.	Email containing attorney-client	communication re. potential	acquisition of CSX and tax implications.	Email containing attorney-client	communication re. potential	acquisition of CSX and tax	implications.	Email containing attorney-client	communication re. potential	acquisition of CSX and tax	IIII DII CALIOLIS.
၁၁	Karoline Keane  -Karoline@tcifund.com>; Cathy O'Reilly -Cathy@tcifund.com>; James Hawks -James@tcifund.com>; Robert Ottley -Robert@tcifund.com>; Eileen Moran -Eileen Moran -Eileen@tcifund.com>; Amatthew King -matt@tcifund.com>	)																	
10	Chris Hohn  Chris McCom>; Rishi   Karoline Keane   Chris Qtcifund.com>; Sunak <rishi@tcifund.com>; Cathy O'Reilly   Cathy O'R</rishi@tcifund.com>	Rahul Moodgal	<rahul@tcifund.com></rahul@tcifund.com>		Rahul Moodgal	<rahul@tcifund.com></rahul@tcifund.com>			Chris Hohn	<chris@tcifund.com></chris@tcifund.com>		Rahul Moodgal	<rahul@tcifund.com></rahul@tcifund.com>			Rahul Moodgal	<rahul@tcifund.com></rahul@tcifund.com>		
FROM	Rahul@tcifund.com>	Chris Hohn	<chris@tcifund.com></chris@tcifund.com>		Chris Hohn	<chris@tcifund.com></chris@tcifund.com>			Rahul Moodgal	<rahul@tcifund.com></rahul@tcifund.com>		Chris Hohn	<chris@tcifund.com></chris@tcifund.com>			Chris Hohn	<chris@tcifund.com></chris@tcifund.com>		
DATE	7/25/2007	7/25/2007			7/25/2007			1000	7/25/2007			7/25/2007				7/25/2007			
TYPE OF DOCUMENT	Email	Email			Email				Email			Email				Email			_
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NO.	1241	1242			1243			Т	1244			1245			- 1	1246			

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC							
DESCRIPTION	Email containing attorney-client communication re. potential acquisition of CSX and tax implications.	Email containing attorney-client communication re. potential acquisition of CSX and tax implications.	Email containing attorney-client communication re. potential acquisition of CSX and tax implications.	Email containing attorney-client communication re. potential acquisition of CSX and tax implications.	Email containing attorney-client communication re. potential acquisition of CSX and tax implications.	Email containing attorney-client communication re. potential acquisition of CSX and tax implications.	Email containing attorney-client communication re. potential acquisition of CSX and tax implications.	Email containing attorney-client communication re. potential acquisition of CSX and tax implications.
၁၁								
ОТ	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>
FROM	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
DATE	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007
TYPE OF DOCUMENT		Email						
BATES NO.	Withheld							
NO.	1247	1248	1249	1250	1251	1252	1253	1254

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BASIS FOR PRIVILEGE							
B	AC	AC	S A A	AC	AC	AC	AC
DESCRIPTION	Attorney-client communications re: proxy solicitor	Attorney-client communications re: proxy solicitor	HSR Filing Fee Information.	Potential Engagement inquiry.	HSR inquiry.	Potential Engagement Inquiry.	Potential Engagement Inquiry.
၁၁	Rishi Sunak <rishi@tcifund.com>; Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co </rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; AWilliams@proskauer.com</rishi@tcifund.com>	Snehal Amin  Snehal@tcifund.com>;  Matthew King <matt@tcifund.com>;  James Hawks  <james@tcifund.com></james@tcifund.com></matt@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; AWilliams@proskauer.com</rishi@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co </rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; AWilliams@proskauer.com</rishi@tcifund.com>
10	Jacobs, Arnold <ajacobs@proskauer.com>; <rishi@tcifund.com>; Snehal Amin  <snehal@tcifund.com> <awilliams@proskaue< th=""><th>pharkins@dfking.com; AJacobs@proskauer.com</th><th>jingrassia@proskauer.com</th><th>AJacobs@proskauer.com</th><th>Ingrassia, John James Hawks <jingrassia@proskauer.com <james@tcifund.com=""> &gt;; Matthew King <matt@tcifund.com></matt@tcifund.com></jingrassia@proskauer.com></th><th>d Snehal Amin oskauer.com <snehal@tcifund.com></snehal@tcifund.com></th><th>AJacobs@proskauer.com</th></awilliams@proskaue<></snehal@tcifund.com></rishi@tcifund.com></ajacobs@proskauer.com>	pharkins@dfking.com; AJacobs@proskauer.com	jingrassia@proskauer.com	AJacobs@proskauer.com	Ingrassia, John James Hawks <jingrassia@proskauer.com <james@tcifund.com=""> &gt;; Matthew King <matt@tcifund.com></matt@tcifund.com></jingrassia@proskauer.com>	d Snehal Amin oskauer.com <snehal@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com
FROM	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007
TYPE OF DOCUMENT			Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1255	1256	1257	1258	1259	1260	1261

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	O	O	O	O	O	0	<u>a</u>
DESCRIPTION	Inquiry on SEC production.	Information about SEC production. AC	Information about SEC production. AC	Potential engagement inquiry.	HSR filing information.	SEC Production Information.	Letter to SEC. WP
၁၁	Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Perrell, Jacqueline <jperrell@proskauer.com>; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></jperrell@proskauer.com></tsjoblom@proskauer.com>			Rishi Sunak <rishi@tcifund.com>; Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co </rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></james@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;; Snehal Amin <snehal@tcifund.com>; Perrell, Jacqueline <jperrell@proskauer.com>; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></jperrell@proskauer.com></snehal@tcifund.com></awilliams@proskauer.co 	
ТО	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Ingrassia, John <jingrassia@proskauer.com &gt;</jingrassia@proskauer.com 	Snehal Amin <snehal@tcifund.com>; Peter Harkins <pharkins@dfking.com></pharkins@dfking.com></snehal@tcifund.com>	Matthew King <matt@tcifund.com></matt@tcifund.com>	Robert Ottley <robert@tcifund.com>; James Hawks <james@tcifund.com>; Pritesh Parmar <pritesh@tcifund.com></pritesh@tcifund.com></james@tcifund.com></robert@tcifund.com>	Paul W. Ryan
FROM	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Sjoblom, Thomas V. <tsjoblom@proskauer.com< td=""> <robert@tcifund.com>;   &gt; James Hawks   <james@tcifund.com>;   Pritesh Parmar   <pritesh@tcifund.com></pritesh@tcifund.com></james@tcifund.com></robert@tcifund.com></tsjoblom@proskauer.com<>	Thomas A. Sjoblom, Proskauer Rose
DATE	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007	7/25/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Letter
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1262 V	1263 V	1264	1265	1266	1267	1268 \

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	(	AC				AC			AC											
DESCRIPTION	Email chain containing counsel's	advice le. COA Illedia campaigil.	Email chain containing counsel's	advice re. CSX media campaign.	Email chain containing counsel's	advice re. CSX media campaign.	Email chain containing counsel's	advice re. CSX media campaign.	Email chain containing counsel's	advice re. CSX media campaign.	Email chain containing counsel's	advice re. CSX media campaign.	Email containing attorney-client	communication re. potential	acquisition of CSX and tax	implications.	Email containing attorney-client	communication re. potential	acquisition of CSX and tax implications.	Email re. restructuring TCI's	structure.
၁၁																				Wallace, Grace (Citco)	<pre><pre><gwallace@citco.com>; Eoghan Harney <eharney@citco.com>; Bauer, Albert DUB <abauer@citco.com>; Dublin CFS Legal <dublincfslegal@citco.com>; Conroy, Kieran (Citco) <kconroy@citco.com></kconroy@citco.com></dublincfslegal@citco.com></abauer@citco.com></eharney@citco.com></gwallace@citco.com></pre></pre>
ОТ	Rishi Sunak	ANSIME CITATION COLLIN	Snehal Amin	<snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin	<snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin	<snehal@tcifund.com></snehal@tcifund.com>	James Hawks	<james@tcifund.com>;</james@tcifund.com>	Robert Ottley	<robert@tcifund.com></robert@tcifund.com>	Chris Hohn	<chris@tcifund.com></chris@tcifund.com>		Cairns, Roy (Citco)	m>; Rishi und.com>; om>; m>;
FROM	Snehal Amin	ΞI	Kishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin	<snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin	<snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>	Eileen Moran	<eileen@tcifund.com></eileen@tcifund.com>			Rahul Moodgal	<rahul@tcifund.com></rahul@tcifund.com>		Cathy O'Reilly	<cathy@tcifund.com></cathy@tcifund.com>
DATE	7/26/2007	100001	//26/2007		7/26/2007		7/26/2007		7/26/2007		7/26/2007		7/26/2007				7/26/2007			7/26/2007	
TYPE OF DOCUMENT	Email		Email		Email		Email		Email		Email		Email				Email			Email	
BATES NO.	TCI0931787-	T		TCI0931790	TCI0931791-	TCI0931792	TCI0931793-	TCI0931795	TCI0931796-	TCI0931797	TCI0931798-	TCI0931800	Withheld				Withheld			Withheld	
NO.	34	L	35		36		37		38		39		1269				1270			1271	

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

			<u> </u>
BASIS FOR PRIVILEGE	AC	AC	AC
DESCRIPTION	Email chain re. restructuring TCI's structure.	Email chain re. restructuring TCI's structure.	Email chain re. restructuring TCI's structure.
၁၁	Wallace, Grace (Citco) <gwallace@citco.com>; Eoghan Harney <eharney@citco.com>; Bauer, Albert ABauer@Citco.com&gt;; Dublin CFS Legal <dublincfslegal@citco.com>; Conroy, Kieran (Citco) <kconroy@citco.com></kconroy@citco.com></dublincfslegal@citco.com></eharney@citco.com></gwallace@citco.com>		Wallace, Grace (Citco) <gwallace@citco.com>; Bauer, Albert DUB <abauer@citco.com>; Dublin CFS Legal <dublincfslegal@citco.com>; Conroy, Kieran (Citco) <kconroy@citco.com></kconroy@citco.com></dublincfslegal@citco.com></abauer@citco.com></gwallace@citco.com>
ТО	Cairns, Roy (Citco)  *crairns@Citco.com>; Rishi Sunak <rishi@tcifund.com>; Sunak <rishi@tcifund.com>; Sunak <rishi@tcifund.com>; Sunak <rishi@tcifund.com>; Sunak Citco.com&gt;; Sunak <rishi@tcifund.com>; Sunak Citco.com&gt;; Sunak Citco.com&gt;; Sunak Citco.com&gt;; Sunak Citco.com&gt;; Charney@citco.com&gt;; Charney@citco.com&gt;; Charney@citco.com&gt;; Charney@citco.com&gt;; Charney@citco.com&gt;; Charney@citco.com&gt;; Charney@citco.com&gt;; Charney@citco.com&gt;; Charney@citco.com&gt;; Charney@citco.com&gt;</rishi@tcifund.com></rishi@tcifund.com></rishi@tcifund.com></rishi@tcifund.com></rishi@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Cathy O'Reilly (Substance)  Cathy@tcifund.com>; (Swallace@Citco.com>Cairns, Roy (Citco)  Cairns, Roy (Citco)  Cairns, Roy (Citco)  Cairns, Roy (Citco)  Carrins@Citco.com>; Rishi  CABauer@Citco.com>; Sunak <rishi@tcifund.com>; Dublin CFS Legal  James Hawks  Calublincfslegal@Citco.com&gt;; Conroy, Kieran (Citco.com&gt;chand Moodgal  CRahul Moodgal  CRobert Ottley  Crobert@tcifund.com&gt;; (Conroy@Citco.com&gt;crobert@tcifund.com&gt;</rishi@tcifund.com>
FROM	Cathy@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Harney, Eoghan eh. (Citco) <eharney@citco.com></eharney@citco.com>
DATE	7/26/2007	7/26/2007	7/26/2007
TYPE OF DOCUMENT	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld
NO.	1272	1273	1274

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	O A	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email chain re. restructuring TCI's structure.	Email chain containing communications with in house counsel re. restructuring TCI's structure.	Email chain re. restructuring TCI's structure.	Internal discussion of counsel's fund-structure and tax advice.	Email re. CSX media campaign.	Email chain re. CSX media campaign.	Email chain re. CSX media campaign.	Internal discussion of counsel's fund-structure and tax advice.
၁၁	Wallace, Grace (Citco) <gwallace@citco.com>; Bauer, Albert ABert ABauer@Citco.com&gt;; Dublin CFS Legal <dublincfslegal@citco.com>; Conroy, Kieran (Citco) <kconroy@citco.com></kconroy@citco.com></dublincfslegal@citco.com></gwallace@citco.com>							
ТО	Cathy O'Reilly  Cathy@tcifund.com>;  Caims, Roy (Citco) Caims, Roy (Citco) Caraims@Citco.com>; Rishi A'Bauer@Citco.com>; Rishi C'Sunak <rishi@tcifund.com>; Dublin CFS Legal James Hawks  C'James@tcifund.com&gt;; Conroy, Kieran Rahul Moodgal  Rahul Moodgal  Rahul Moodgal  Rahul Com&gt;;  Conroy @Citco  CRObert Ottley  Robert Ottley  Crobert@tcifund.com&gt;;</rishi@tcifund.com>	Matthew King <matt@tcifund.com></matt@tcifund.com>	Richard Perry <richard.perry@simmons- simmons.com&gt;</richard.perry@simmons- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	Bianchini, Maria Gabriela <a href="Mailto:Augustanger;">Auchal</a> <a href="Mailto:Snehal@tcifund.com">Auchal@tcifund.com</a>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	Harney, Eoghan eh. (Citco) <eharney@citco.com></eharney@citco.com>	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Mssnehal@tcifund.com">Srz.com</a> <a href="Msshi@tcifund.com">Rishi@tcifund.com</a> <a href="Msshi@tcifund.com">Rishi@tcifund.com</a>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Rishi Sunak <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Mishi Sunak">Alishi Sunak</a> <a href="Mishi Sunak">Sunak</a> <a href="Mishi Sunak">Mishi Sunak</a> <a a="" href="Mishi Sunak&lt;/a&gt; &lt;a href=" mishi="" sunak<=""> </a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>	

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	Ç	AC	AC
DESCRIPTION		Email chain containing counsel's   A advice re. CSX media campaign.	Internal discussion of counsel's A fund-structure and tax advice.	Email and attachments re. HSR filing.	Email containing attorney-client communication re, potential acquisition of CSX and its tax implications.	Email containing attorney-client communication re, potential acquisition of CSX and its tax implications.	Email containing attorney-client communication re, potential acquisition of CSX and its tax implications.	Email containing attorney-client communication re, potential acquisition of CSX and its tax implications.	Email re. attorney work product and AC analyses.	HSR filing information. ▶	HSR filing information. ▶
၁၁											James Hawks <james@tcifund.com></james@tcifund.com>
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ingrassia, John <jingrassia@proskauer.com &gt;</jingrassia@proskauer.com 	Ingrassia, John James Hawks <jingrassia@proskauer.com <james@tcifund.com=""></jingrassia@proskauer.com>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		er.co	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com=""></mariagabriela.bianchini@>	iak cifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	7/26/2007	7/26/2007	7/26/2007	7/26/2007	7/26/2007	7/26/2007	7/26/2007	7/26/2007	7/26/2007	7/26/2007	7/26/2007
TYPE OF DOCUMENT	Email .	Email .	Email with attachment	Email with attachment	Email	Email .	Email .	Email .	Email .	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1283	1284	1285	1286	1287	1288	1289	1290	1291	1292	1293

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	HSR filing information.	HSR filing information.	SWAP inquiries.	Email re, taxation and fund structure advice from counsel.	Email chain re, taxation and fund structure advice from counsel.	Email chain re. taxation and fund structure advice from counsel.
ວ	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com>; Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Dropkin, Charles E. <cdropkin@proskauer.com></cdropkin@proskauer.com></tsjoblom@proskauer.com></ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com>; Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com></snehal@tcifund.com>
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DATE	7/26/2007	7/26/2007	7/26/2007	7/27/2007	7/27/2007	7/27/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1294	1295	1296	1297	1298	1299

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC
DESCRIPTION	Email chain re. taxation and fund structure advice from counsel.	Email chain re. taxation and fund structure advice from counsel.	Email chain re, taxation and fund structure advice from counsel.	Email chain re. taxation and fund structure advice from counsel.	Email chain re. taxation and fund structure advice from counsel.
၁၁	Snehal Amin <snehal@tcifund.com>; Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com></snehal@tcifund.com>	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	
ТО	Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com></james@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com></james@tcifund.com></rishi@tcifund.com>	Matthew King <matt@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; Rahul Moodgal <rahul@tcifund.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></rahul@tcifund.com></james@tcifund.com></rishi@tcifund.com></matt@tcifund.com>	Matthew King <matt@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; Rahul Moodgal <rahul@tcifund.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></rahul@tcifund.com></james@tcifund.com></rishi@tcifund.com></matt@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Matthew King <matt@tcifund.com></matt@tcifund.com>	Matthew King <matt@tcifund.com></matt@tcifund.com>	Snehal@tcifund.com>	Snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
DATE	7/27/2007	7/27/2007	7/27/2007	7/27/2007	7/27/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1300	1301	1302 1	1303	1304

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BATES NO.	TYPE OF DOCUMENT	DATE	FROM	ТО	၁၁	DESCRIPTION	BASIS FOR PRIVILEGE
Withheld	Email	7/27/2007	Snehal Amin	Chris Hohn		Email chain re. taxation and fund	AC
Withheld	Email	7/27/2007	Snehal Amin	James Hawks		Email re. attorney work product and AC analyses.	AC
Withheld	Email with attachment	7/27/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	la ini@s	James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></james@tcifund.com>	Email and attachments re. attorney AC/WP work product and analyses.	AC/WP
Withheld	Email	7/27/2007	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>		Email chain re. taxation and fund structure advice from counsel.	AC
Withheld	Email	7/27/2007	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Matthew King Snehal Amin camatt@tcifund.com>; Rishi cSnehal@tcifund.com>; Sunak cRishi@tcifund.com>; Cathy O'Reilly James Hawks cCathy@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com></snehal@tcifund.com>	Email chain re. taxation and fund structure advice from counsel.	AC
Withheld	Email with attachment	7/27/2007	Rishi@tcifund.com>	James Hawks <james@tifund.com>; Snehal Amin <snehal@tifund.com>; Rahul Moodgal <rahul@tifund.com>; Cathy O'Reilly <cathy <cathy@tifund.com="" o'reilly="">; Matthew King <matt@tifund.com>; Karoline Keane <karoline keane<="" td=""><td></td><td>Email and attachment re, taxation and fund structure advice from counsel.</td><td>Q A</td></karoline></matt@tifund.com></cathy></rahul@tifund.com></snehal@tifund.com></james@tifund.com>		Email and attachment re, taxation and fund structure advice from counsel.	Q A

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email chain and attachments re. It taxation and fund structure advice from counsel.	Email and attachment re. taxation   and fund structure advice from counsel.	Email re. proxy contest.	SWAP inquiries.	Potential Engagement Letter.	Potential Engagement Letter.	Email re. proxy contest.
၁၁		James Hawks <james@tcifund.com></james@tcifund.com>	Van Buren, William R., III <wvranburen@kaufcan.co m&gt;; Jacobs, Arnold <ajacobs@proskauer.com< td=""><td>AJacobs@proskauer.com; tsjoblom@proskauer.com; CDropkin@proskauer.com; Robert Ottley <robert@tcifund.com></robert@tcifund.com></td><td></td><td></td><td>William Van Buren, Arnold Jacobs</td></ajacobs@proskauer.com<></wvranburen@kaufcan.co 	AJacobs@proskauer.com; tsjoblom@proskauer.com; CDropkin@proskauer.com; Robert Ottley <robert@tcifund.com></robert@tcifund.com>			William Van Buren, Arnold Jacobs
70	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rahul Moodgal <rahul@tcifund.com>; Cathy O'Reilly <cathy@tcifund.com>; Matthew King <matt@tcifund.com>; Karoline Keane <karoline@tcifund.com></karoline@tcifund.com></matt@tcifund.com></cathy@tcifund.com></rahul@tcifund.com></snehal@tcifund.com></james@tcifund.com>	jay.soave@bakernet.com	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	AWilliams@proskauer.com; James Hawks <james@tcifund.com></james@tcifund.com>	AJacobs@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin, Rishi Sunak
FROM	Rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Allan Williams, Proskauer Rose
DATE	7/27/2007	7/27/2007	7/27/2007	7/27/2007	7/27/2007	7/27/2007	7/27/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email	Email	Email	Email	E-Mail
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1311	1312	1313	1314	1315	1316	1317

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

	Email chain re. taxation and tund AC	structure advice from counsel.	Structure advice from counsel.  Email re. CSX investors.  AC						Email chain re. CSX investors.  Email re. CSX materials.  Email re. proxy contest.  Email re. CSX swaps.	Email chain re. CSX investors.  Email re. CSX materials.  Email re. CSX waps.
									Email chain re. CSX investors.  Email chain re. CSX investors.  Email chain re. CSX investors.  Email re. CSX materials.  Email re. proxy contest.  Email re. CSX swaps.	Email chain re. CSX investors.  Email chain re. CSX investors.  Email re. CSX materials.  Email re. proxy contest.  Email re. CSX swaps.
structure advice from couns Email re. CSX investors.	Email re. CSX investors.		Email chain re. CSX investo		Email chain re. CSX investo	Email chain re. CSX investo  Email chain re. CSX investr	Email chain re. CSX investo  Email chain re. CSX investo  Email re. CSX materials.	Email chain re. CSX investo  Email chain re. CSX investo  Email re. CSX materials.		
Structure adv	Email re. CS		Email chain	Email chain		Email chain I	Email chain I	Email chain re. CS Email re. CS	er.com E.E.	
									Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Dropkin, Charles E. <cdropkin@proskauer.com< td=""><td>Snehal Amin  snehal@tcifund.com&gt; James Hawks  sjames@tcifund.com&gt;  Robert Ottley  Robert@tcifund.com&gt;  Robert@tcifund.com&gt;  Robert@tcifund.com&gt;  Sjoblom, Thomas V.  CDropkin@proskauer.com  Sjoblom, Thomas V.  CDropkin@proskauer.com  stsjoblom@proskauer.com  stsjoblom@proskauer.com  ctsjoblom@proskauer.com  stsjoblom@proskauer.com  ctsjoblom@proskauer.com  ctsjoblom@proskauer.com  ctsjoblom@proskauer.com  ctsjoblom@proskauer.com  ctsjoblom@proskauer.com  ctsjoblom@proskauer.com  ctbropkin@proskauer.com  ctbropkin@proskauer.com</td></cdropkin@proskauer.com<></tsjoblom@proskauer.com>	Snehal Amin  snehal@tcifund.com> James Hawks  sjames@tcifund.com>  Robert Ottley  Robert@tcifund.com>  Robert@tcifund.com>  Robert@tcifund.com>  Sjoblom, Thomas V.  CDropkin@proskauer.com  Sjoblom, Thomas V.  CDropkin@proskauer.com  stsjoblom@proskauer.com  stsjoblom@proskauer.com  ctsjoblom@proskauer.com  stsjoblom@proskauer.com  ctsjoblom@proskauer.com  ctsjoblom@proskauer.com  ctsjoblom@proskauer.com  ctsjoblom@proskauer.com  ctsjoblom@proskauer.com  ctsjoblom@proskauer.com  ctbropkin@proskauer.com  ctbropkin@proskauer.com
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i wi	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin <mariagabriela.bianchini@< td=""> <snehal@tcifund.com>   srz.com&gt;</snehal@tcifund.com></mariagabriela.bianchini@<>	MariaGabriela.Bianchini@srz.com	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@< td=""><td></td><td>srz.com&gt; Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@></td><td>Snehal Amin <snehal@tcifund.com> James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com></td><td>Snehal Amin <snehal@tcifund.com> James Hawks <james@tcifund.com> MariaGabriela.Bianchini@srz .com</james@tcifund.com></snehal@tcifund.com></td><td>Siz.com&gt; Bianchini, Maria Gabriela Snehal Amin  Snehal Amin    AMariaGabriela. Bianchini@ siz.com&gt; Bianchini, Maria Gabriela James Hawks  James Hawks    AMariaGabriela. Bianchini@ siz.com&gt;  siames@tcifund.com&gt;    ARishi@tcifund.com&gt;  com   ARishi@tcifund.com&gt;  com   ARishi@tcifund.com&gt;  com   AWilliams. Allan Robert Ottley   AWVIlliams@proskauer.co <robert@tcifund.com></robert@tcifund.com></td><td>wnin @tcifund.com awks gtcifund.com&gt; briela.Bianchi briela.Bianchi com @tcifund.com</td></mariagabriela.bianchini@<>		srz.com> Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com> James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com> James Hawks <james@tcifund.com> MariaGabriela.Bianchini@srz .com</james@tcifund.com></snehal@tcifund.com>	Siz.com> Bianchini, Maria Gabriela Snehal Amin  Snehal Amin    AMariaGabriela. Bianchini@ siz.com> Bianchini, Maria Gabriela James Hawks  James Hawks    AMariaGabriela. Bianchini@ siz.com>  siames@tcifund.com>    ARishi@tcifund.com>  com   ARishi@tcifund.com>  com   ARishi@tcifund.com>  com   AWilliams. Allan Robert Ottley   AWVIlliams@proskauer.co <robert@tcifund.com></robert@tcifund.com>	wnin @tcifund.com awks gtcifund.com> briela.Bianchi briela.Bianchi com @tcifund.com
Clodon	Snehal Amın <snehal@tci< td=""><td>Snehal Amin <snehal@tci< td=""><td>MariaGal .com</td><td>Snehal Amin <snehal@tcif< td=""><td></td><td>Snehal Amin   <snehal@tcif< td=""><td>Snehal Amin <pre><snehal@tcifu <="" hawks="" james="" pre=""></snehal@tcifu></pre></td><td></td><td></td><td>Snehal Amin   Snehal Amin   James Hawks   James Hawks   James@tcifun   Com   Robert Ottley   <robert@tcifun   Williams, Allan   Sawilliams@p </robert@tcifun </td></snehal@tcif<></td></snehal@tcif<></td></snehal@tci<></td></snehal@tci<>	Snehal Amin <snehal@tci< td=""><td>MariaGal .com</td><td>Snehal Amin <snehal@tcif< td=""><td></td><td>Snehal Amin   <snehal@tcif< td=""><td>Snehal Amin <pre><snehal@tcifu <="" hawks="" james="" pre=""></snehal@tcifu></pre></td><td></td><td></td><td>Snehal Amin   Snehal Amin   James Hawks   James Hawks   James@tcifun   Com   Robert Ottley   <robert@tcifun   Williams, Allan   Sawilliams@p </robert@tcifun </td></snehal@tcif<></td></snehal@tcif<></td></snehal@tci<>	MariaGal .com	Snehal Amin <snehal@tcif< td=""><td></td><td>Snehal Amin   <snehal@tcif< td=""><td>Snehal Amin <pre><snehal@tcifu <="" hawks="" james="" pre=""></snehal@tcifu></pre></td><td></td><td></td><td>Snehal Amin   Snehal Amin   James Hawks   James Hawks   James@tcifun   Com   Robert Ottley   <robert@tcifun   Williams, Allan   Sawilliams@p </robert@tcifun </td></snehal@tcif<></td></snehal@tcif<>		Snehal Amin   <snehal@tcif< td=""><td>Snehal Amin <pre><snehal@tcifu <="" hawks="" james="" pre=""></snehal@tcifu></pre></td><td></td><td></td><td>Snehal Amin   Snehal Amin   James Hawks   James Hawks   James@tcifun   Com   Robert Ottley   <robert@tcifun   Williams, Allan   Sawilliams@p </robert@tcifun </td></snehal@tcif<>	Snehal Amin <pre><snehal@tcifu <="" hawks="" james="" pre=""></snehal@tcifu></pre>			Snehal Amin   Snehal Amin   James Hawks   James Hawks   James@tcifun   Com   Robert Ottley   <robert@tcifun   Williams, Allan   Sawilliams@p </robert@tcifun 
	l.com>	a Gabriela ı.Bianchini@	-mog.pur	ia Gabriela a Bianchini@	. Diamoriii ii &	a Gabriela	a Gabriela Bianchini@ Gabriela Gabriela Gabriela Gabriela	a Gabriela Bianchini@ Gabriela Gabriela Bianchini@	a Gabriela Bianchini@ Gabriela Bianchini@ Com>	a Gabriela a Gabriela a Gabriela a Gabriela com> com> oskauer.co
nio Hoba	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Bianchini, Maria Gabriela «MariaGabriela.Bianchini srz.com»	min ②tcifu	Bianchini, Maria <mariagabriela< td=""><td>.com&gt;</td><td>srz.com&gt; Bianchini, Maria Gabriela <mariagabriela.bianchini srz.com&gt;</mariagabriela.bianchini </td><td>srz.com&gt; Bianchini, Maria Gabriela    MariaGabriela.Bianchini@   srz.com&gt; Bianchini, Maria Gabriela   <mariagabriela.bianchini@< td=""> <mariagabriela.bianchini@< td="">   srz.com&gt;</mariagabriela.bianchini@<></mariagabriela.bianchini@<></td><td>srz.com&gt; Bianchini, Maria Gabr «MariaGabriela. Bianc srz.com&gt; Bianchini, Maria Gabr «MariaGabriela. Bianc srz.com&gt; Rishi Sunak «Rishi Sunak «Rishi@tcifund.com&gt;</td><td>Bianchini, Marie AMariaGabriela SIZ.Com&gt; Bianchini, Marie AMariaGabriela SIZ.Com&gt; Rishi Sunak <rishi@tcifund. Williams, Allan <awilliams, allan<="" td=""><td>Siz.com&gt; Bianchini, Maria Gabrie <mariagabriela.bianchi siz.com=""> Bianchini, Maria Gabriel <mariagabriela.bianchi siz.com=""> Siz.com&gt; Siz.com&gt; Alan  <arishi@tcifund.com> Williams, Allan  <awilliams@proskauer m="">  Robert Ottley  <robert@tcifund.com></robert@tcifund.com></awilliams@proskauer></arishi@tcifund.com></mariagabriela.bianchi></mariagabriela.bianchi></td></awilliams,></rishi@tcifund. </td></mariagabriela<>	.com>	srz.com> Bianchini, Maria Gabriela <mariagabriela.bianchini srz.com&gt;</mariagabriela.bianchini 	srz.com> Bianchini, Maria Gabriela    MariaGabriela.Bianchini@   srz.com> Bianchini, Maria Gabriela <mariagabriela.bianchini@< td=""> <mariagabriela.bianchini@< td="">   srz.com&gt;</mariagabriela.bianchini@<></mariagabriela.bianchini@<>	srz.com> Bianchini, Maria Gabr «MariaGabriela. Bianc srz.com> Bianchini, Maria Gabr «MariaGabriela. Bianc srz.com> Rishi Sunak «Rishi Sunak «Rishi@tcifund.com>	Bianchini, Marie AMariaGabriela SIZ.Com> Bianchini, Marie AMariaGabriela SIZ.Com> Rishi Sunak <rishi@tcifund. Williams, Allan <awilliams, allan<="" td=""><td>Siz.com&gt; Bianchini, Maria Gabrie <mariagabriela.bianchi siz.com=""> Bianchini, Maria Gabriel <mariagabriela.bianchi siz.com=""> Siz.com&gt; Siz.com&gt; Alan  <arishi@tcifund.com> Williams, Allan  <awilliams@proskauer m="">  Robert Ottley  <robert@tcifund.com></robert@tcifund.com></awilliams@proskauer></arishi@tcifund.com></mariagabriela.bianchi></mariagabriela.bianchi></td></awilliams,></rishi@tcifund. 	Siz.com> Bianchini, Maria Gabrie <mariagabriela.bianchi siz.com=""> Bianchini, Maria Gabriel <mariagabriela.bianchi siz.com=""> Siz.com&gt; Siz.com&gt; Alan  <arishi@tcifund.com> Williams, Allan  <awilliams@proskauer m="">  Robert Ottley  <robert@tcifund.com></robert@tcifund.com></awilliams@proskauer></arishi@tcifund.com></mariagabriela.bianchi></mariagabriela.bianchi>
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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. CSX swaps.	Email re. CSX swaps.	Email re. CSX swaps.	Email re. CSX swaps.	Email re. SEC production.	Email re. fund structure and taxation.	Email chain re. fund structure and taxation.
၁၁	Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Dropkin, Charles E. <cdropkin@proskauer.com></cdropkin@proskauer.com></tsjoblom@proskauer.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Dropkin, Charles E. <cdropkin@proskauer.com></cdropkin@proskauer.com></tsjoblom@proskauer.com>	Dropkin, Charles E. <cdropkin@proskauer.com &gt;</cdropkin@proskauer.com 	Dropkin, Charles E. <cdropkin@proskauer.com &gt;</cdropkin@proskauer.com 	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 		James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></james@tcifund.com>
10	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Williams, Allan Sjoblom, Thomas V. <awilliams@proskauer.com <tsjoblom@proskauer.com="">; Dropkin, Charles E. <cdropkin@proskauer.con>;  </cdropkin@proskauer.con></awilliams@proskauer.com>	nas V. Robert Ottley oskauer.com <robert@tcifund.com>; Williams, Allan <awilliams@proskauer.com< th=""><th>Sjoblom, Thomas V. Dropkin, Charles E. <a href="mailto:right">ctsjoblom@proskauer.com</a> <a href="mailto:right">cDropkin@proskauer.com</a> <a href="mailto:right">williams</a> @proskauer.com</th><th>nas V. James Hawks oskauer.com <james@tcifund.com></james@tcifund.com></th><th>Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com></th><th>Bianchini, Maria Gabriela James Hawks <mariagabriela.bianchini@s <james@tcifund.com="">; rz.com&gt; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.bianchini@s></th></awilliams@proskauer.com<></robert@tcifund.com>	Sjoblom, Thomas V. Dropkin, Charles E. <a href="mailto:right">ctsjoblom@proskauer.com</a> <a href="mailto:right">cDropkin@proskauer.com</a> <a href="mailto:right">williams</a> @proskauer.com	nas V. James Hawks oskauer.com <james@tcifund.com></james@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela James Hawks <mariagabriela.bianchini@s <james@tcifund.com="">; rz.com&gt; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.bianchini@s>
FROM	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	= =	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	7/30/2007	7/30/2007	7/30/2007	7/30/2007	7/30/2007	7/31/2007	7/31/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1328	1329	1330	1331	1332	1333	1334

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	ain re. fund structure and	Email re. proxy contest.	ain re. fund structure and	Email chain containing SRZ's A advice re. fund structure and taxation.	Email chain re. fund structure and Ataxation.	Information re. trade confirms. A
၁၁	Shapiro, Daniel  CDaniel.Shapiro@srz.com> ; Snehal Amin  Snehal@tcifund.com>; James Hawks  sjames@tcifund.com>; Rishi Sunak <ri>rishi@tcifund.com&gt;</ri>	Van Buren, William R., III <wrvanburen@kaufcan.co m&gt;; Jacobs, Arnold <ajacobs@proskauer.com< td=""><td>Shapiro, Daniel Email ch  CDaniel.Shapiro@srz.com&gt; taxation. ; Snehal Amin  Snehal@tcifund.com&gt;; James Hawks  cjames@tcifund.com&gt;; Rishi Sunak  <ri><ishape="color: blue;"="">clames@tcifund.com&gt;; Rishi Sunak </ishape="color:></ri></td><td></td><td></td><td>James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com></td></ajacobs@proskauer.com<></wrvanburen@kaufcan.co 	Shapiro, Daniel Email ch  CDaniel.Shapiro@srz.com> taxation. ; Snehal Amin  Snehal@tcifund.com>; James Hawks  cjames@tcifund.com>; Rishi Sunak <ri><ishape="color: blue;"="">clames@tcifund.com&gt;; Rishi Sunak </ishape="color:></ri>			James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>
ТО	Bianchini, Maria Gabriela Twerski, Shlomo Shapiro, Daniel Email ch cMariaGabriela.Bianchini@ <shlomo.twerski@srz.com></shlomo.twerski@srz.com>	Williams, Allan	Twerski, Shlomo Bianchini, Maria Gabriela <shlomo.twerski@srz.com <br="" <mariagabriela.bianchini@s=""></shlomo.twerski@srz.com> rz.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Williams, Allan James Hawks <4Williams@proskauer.com <james@tcifund.com>; &gt; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Twerski, Shlomo <shlomo.twerski@srz.com &gt;</shlomo.twerski@srz.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	7/31/2007	7/31/2007	7/31/2007	7/31/2007	7/31/2007	7/31/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
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NO.	1335	1336	1337	1338	1339	1340

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BASIS FOR PRIVILEGE	AC	AC/WP	AC	AC	AC	AC	AC
DESCRIPTION	Legal memorandum.	Email and attachments re. Confidentiality Agreement.	ain re. fund structure and	ain re. fund structure and	Email chain re. fund structure and A taxation.	Email re. "partnership" definition. A	ain re. fund structure and
၁၁		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Shapiro, Daniel Email ch <pre><daniel.shapiro@srz.com> taxation. ; James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></james@tcifund.com></daniel.shapiro@srz.com></pre>	James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></james@tcifund.com>	Lipton, Richard M <richard m.lipton@baker="" net.com="">; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></richard>	Shapiro, Daniel  CDaniel.Shapiro@srz.com> taxation.  Snehal Amin  Snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
ТО	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	MariaGabriela.Bianchini@srz Snehal Amin .com	Twerski, Shlomo <shlomo.twerski@srz.com> ; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </shlomo.twerski@srz.com>	Snehal Amin <snehal@tcifund.com>; Twerski, Shlomo <shlomo.twerski@srz.com></shlomo.twerski@srz.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Soave, Jay  Lipton, Richard M  LJay.Soave@Bakernet.com> <richard.m.lipton@baker net.com="">; Snehal Amin  <snehal@tcifund.com>;  Rishi Sunak  <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></richard.m.lipton@baker>	Twerski, Shlomo <shlomo.twerski@srz.com> ; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </shlomo.twerski@srz.com>
FROM	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">; srz.com&gt;</mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>
DATE	7/31/2007	8/1/2007	8/1/2007	8/1/2007	8/1/2007	8/1/2007	8/1/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email	Email	Email	Email	Email
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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	nd AC	nd AC	nd AC	nd AC	nd AC
DESCRIPTION	Email chain re. "partnership" definition.	Email chain re. fund structure and taxation.	Email chain re. fund structure and taxation.	Email chain re. fund structure and taxation.	Email chain re. fund structure and taxation.	Email chain re. fund structure and taxation.
၁	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>		Shapiro, Daniel  CDaniel.Shapiro@srz.com> taxation. ; Snehal Amin  Snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Shapiro, Daniel <daniel.shapiro@srz.com> ; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></daniel.shapiro@srz.com>		Shapiro, Daniel Email ch <daniel.shapiro@srz.com> taxation. ; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></daniel.shapiro@srz.com>
OT	James Hawks Snehal Amin <james@tcifund.com>; <snehal@tcifund.com <jay.soave@bakernet.com="" jay="" soave,=""> <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Shapiro, Daniel <daniel.shapiro@srz.com></daniel.shapiro@srz.com>	James Hawks <james@tcifund.com>; Shapiro, Daniel <james@tcifund.com>; Shapiro@srz.co ; Snehal Amin <mariagabriela.bianchini@s <riscom="" rishi="" sunak=""></mariagabriela.bianchini@s></james@tcifund.com></james@tcifund.com>	Twerski, Shlomo Shapiro, Daniel Email ch <shlomo.twerski@srz.com></shlomo.twerski@srz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal <snehal@tcifund.com="" amin="">; James Hawks <james@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s< td=""></mariagabriela.bianchini@s<></james@tcifund.com></snehal>
FROM	Lipton, Richard M <richard.m.lipton@baker Net.com&gt;</richard.m.lipton@baker 	James Hawks <james@tcifund.com></james@tcifund.com>	Twerski, Shlomo James Hawks <shlomo.twerski@srz.com <james@tcifund.com="">;  Bianchini, Maria Gabrie <mariagabriela.bianchi rz.com=""></mariagabriela.bianchi></shlomo.twerski@srz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Sonehal@tcifund.com">Srz.com</a>	Twerski, Shlomo Snehal Amin <shlomo.twerski@srz.com <snehal@tcifund.com="">; James Hawks <james@tcifund.com>; Bianchini, Maria Gabrielk <mariagabriela.bianchini< td=""></mariagabriela.bianchini<></james@tcifund.com></shlomo.twerski@srz.com>
DATE	8/1/2007	8/1/2007	8/1/2007	8/1/2007	8/1/2007	8/1/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
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NO.	1348	1349	1350	1351	1352	1353

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC AC	AC	AC
DESCRIPTION	Email chain re. fund structure and taxation.	Email chain re. fund structure and taxation.	Email chain re. fund structure and taxation.	Email re. CSX tasks/strategies.	Email re. proxy contest.
၁၁	Shapiro, Daniel <daniel.shapiro@srz.com> ; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></daniel.shapiro@srz.com>	Shapiro, Daniel Email ch <daniel.shapiro@srz.com> taxation. ; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></daniel.shapiro@srz.com>	Shapiro, Daniel Email ch <daniel.shapiro@srz.com> taxation. ; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></daniel.shapiro@srz.com>		Jacobs, Arnold <ajacobs@proskauer.com &gt;; Van Buren, William R., III <wrvanburen@kaufcan.co m&gt;</wrvanburen@kaufcan.co </ajacobs@proskauer.com 
ТО	Twerski, Shlomo Shapiro, Daniel Email ch <shlomo. twerski@srz.com=""> <daniel.shapiro@srz.com> taxation. ; James Hawks ; James Hawks <james@tcifund.com>; Rishi@tcifund.com&gt; (Rishi@tcifund.com&gt; sharia Gabriela anchini@s)</james@tcifund.com></daniel.shapiro@srz.com></shlomo.>	Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </james@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </james@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com>; Eva Kauerova <eva@tcifund.com></eva@tcifund.com></eileen@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Twerski, Shlomo Snehal Amin <shlomo.twerski@srz.com <snehal@tcifund.com="">; James Hawks <james@tcifund.com>; Bianchini, Maria Gabriela Sianchir rz.com&gt;</james@tcifund.com></shlomo.twerski@srz.com>	Twerski, Shlomo Snehal Amin <shlomo.twerski@srz.com <snehal@tcifund.com="">; James Hawks <james@tcifund.com>; Bianchini, Maria Gabriels <mariagabriela.bianchir< th=""><th>Rebecca Lock <rlock@tcifund.com></rlock@tcifund.com></th><th>Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co </th></mariagabriela.bianchir<></james@tcifund.com></shlomo.twerski@srz.com>	Rebecca Lock <rlock@tcifund.com></rlock@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 
DATE	8/1/2007	8/1/2007	8/1/2007	8/1/2007	8/1/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment	Email
NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1354	1355	1356	1357	1358

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	O	O	O	O	υ	o
DESCRIPTION	Email re. proxy contest.	Email chain re. fund structure and AC taxation.	Email chain re. "partnership" AC definition.	Email chain re. fund structure and AC taxation.	Email chain re. "partnership" AC definition.	Email chain re. "partnership" AC definition.	Email chain re. fund structure and AC taxation.
cc	Jacobs, Arnold <ajacobs@proskauer.com>; Mastracco, Vincent J., Jr. <vjmastracco@kaufcan.co< td=""><td>daniel.shapiro@srz.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></td><td>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></td><td>Shapiro, Daniel Email ch   <daniel.shapiro@srz.com> taxation. ; Rishi Sunak   <rishi@tcifund.com></rishi@tcifund.com></daniel.shapiro@srz.com></td><td>Rishi@tcifund.com&gt;</td><td>Rishi @tcifund.com&gt;</td><td></td></vjmastracco@kaufcan.co<></ajacobs@proskauer.com>	daniel.shapiro@srz.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Shapiro, Daniel Email ch <daniel.shapiro@srz.com> taxation. ; Rishi Sunak   <rishi@tcifund.com></rishi@tcifund.com></daniel.shapiro@srz.com>	Rishi@tcifund.com>	Rishi @tcifund.com>	
ТО	Williams, Allan Jacobs, Arnold <aawilliams@proskauer.com <ajacobs@proskauer.com="">; Snehal Amin &gt;; Mastracco, Vincent J., Jr &lt;&gt;Snehal@tcifund.com&gt; (vjmastracco@kaufcan.com)</aawilliams@proskauer.com>	Shlomo.Twerski@srz.com; James Hawks <james@tcifund.com>; MariaGabriela.Bianchini@srz .com</james@tcifund.com>	Richard.M.Lipton@BakerNet Rishi Sunak .com; James Hawks <james@tcifund.com>; Jay.Soave@Bakernet.com</james@tcifund.com>	Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s< td=""><td>Snehal Amin  <snehal@tcifund.com>; Lipton, Richard M  <richard.m.lipton@bakern et.com="">; James Hawks  <james@tcifund.com></james@tcifund.com></richard.m.lipton@bakern></snehal@tcifund.com></td><td>com; erNet</td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td></mariagabriela.bianchini@s<></james@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Lipton, Richard M  <richard.m.lipton@bakern et.com="">; James Hawks  <james@tcifund.com></james@tcifund.com></richard.m.lipton@bakern></snehal@tcifund.com>	com; erNet	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Van Buren, William R., III <wrvanburen@kaufcan.co m&gt;</wrvanburen@kaufcan.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Twerski, Shlomo Snehal Amin <shlomo.twerski@srz.com <snehal@tcifund.com="">; James Hawks <james@tcifund.com>; Bianchini, Maria Gabriels <mariagabriela.bianchini rz.com=""></mariagabriela.bianchini></james@tcifund.com></shlomo.twerski@srz.com>	Soave, Jay <jay.soave@bakernet.co m&gt;</jay.soave@bakernet.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	8/1/2007	8/1/2007	8/1/2007	8/1/2007	8/1/2007	8/1/2007	8/1/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1359 \	1360 \	1361	1362	1363 \	1364	1365

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BASIS FOR PRIVILEGE	AC	AC	WP	WP	AC	AC	AC
DESCRIPTION	Email chain re. "partnership" definition.	Information on SWAP transactions.	Draft confidentiality agreement with  WP CSX Board.	Draft confidentiality agreement with  WP CSX Board.	Email chain re. proxy contest.	Email chain re. proxy contest.	Email chain re. fund structure and taxation.
၁၁	Rishi@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com>; Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Dropkin, Charles E. <cdropkin@proskauer.com< td=""><td></td><td></td><td></td><td>Jacobs, Arnold  <ajacobs@proskauer.com>; Van Buren, William R., III  <wrvanburen@kaufcan.co m="">;  MariaGabriela.Bianchini@sr z.com; Snehal Amin  <snehal@tcifund.com></snehal@tcifund.com></wrvanburen@kaufcan.co></ajacobs@proskauer.com></td><td></td></cdropkin@proskauer.com<></tsjoblom@proskauer.com></ajacobs@proskauer.com>				Jacobs, Arnold <ajacobs@proskauer.com>; Van Buren, William R., III  <wrvanburen@kaufcan.co m="">;  MariaGabriela.Bianchini@sr z.com; Snehal Amin  <snehal@tcifund.com></snehal@tcifund.com></wrvanburen@kaufcan.co></ajacobs@proskauer.com>	
ТО	Snehal Amin <snehal@tcifund.com>; Lipton, Richard M <richard.m.lipton@bakern et.com&gt;; James Hawks <james@tcifund.com></james@tcifund.com></richard.m.lipton@bakern </snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Robert Ottley <robert@tcifund.com></robert@tcifund.com></rishi@tcifund.com>			Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@srz .com</rishi@tcifund.com>	Williams, Allan <4AWilliams@proskauer.com <4AJacobs@proskauer.com >	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 
FROM	Soave, Jay <jay.soave@bakernet.co m&gt;</jay.soave@bakernet.co 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	The Children's Investment Fund Management (UK) LLP	The Children's Investment Fund Management (UK) LLP	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	8/1/2007	8/1/2007	Aug-2007	Aug-2007	8/2/2007	8/2/2007	8/2/2007
TYPE OF DOCUMENT	Email	Email	Draft Agreement	Draft Agreement	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1366	1367	1368	1369	1370	1371	1372

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BASIS FOR PRIVILEGE							WP		
DESCRIPTION F	Email chain re. fund structure and AC taxation.	Email chain re. fund structure and AC taxation.	Email chain re. fund structure and AC taxation.	Email chain re. proxy contest. AC	Email re. transaction history of AC CSX.	Email and attachments re. letter to AC board, consultants' presentation, and other CSX materials.	Email and attachment re. document AC/WP retention notice.	Email and attachments re. attorney AC recommendations.	Email and attachment re. TCI fund AC presentation.
cc				Jacobs, Arnold <ajacobs@proskauer.com>; Van Buren, William R., III <wrvanburen@kaufcan.co m="">; MariaGabriela.Bianchini@sr z.com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></wrvanburen@kaufcan.co></ajacobs@proskauer.com>		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>			
ТО	ia Gabriela   Snehal Amin Ia.Bianchini@ <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Pritesh Parmar <pre><pritesh@tcifund.com></pritesh@tcifund.com></pre>	Bianchini, Maria Gabriela   Snehal Amin <mariagabriela.bianchini@s <snehal@tcifund.com=""  =""> rz.com&gt;</mariagabriela.bianchini@s>	James Hawks <james@tcifund.com></james@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com=""></mariagabriela.bianchini@>	Williams, Allan Rishi Sunak <awilliams@proskauer.co <rishi@tcifund.com=""> m&gt;</awilliams@proskauer.co>	James Hawks <james@tcifund.com></james@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	8/2/2007	8/2/2007	8/2/2007	8/2/2007	8/2/2007	8/2/2007	8/2/2007	8/3/2007	8/3/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email with attachment	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1373	1374	1375	1376	1377	1378	1379	1380	1381

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BASIS FOR PRIVILEGE	AC	AC	AC	AC/WP	AC	AC	AC/WP
DESCRIPTION	Email re. law firms.	Email re. CSX Global Relay search. AC	Email re. CSX Global Relay search. AC	Email and attachment re. NDA for CSX.	Attorney-client communications re: proxy solicitor	Attorney-client communications re: proxy solicitor	Analyst report re. nominating directors.
၁၁	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>			Snehal Amin  snehal@tcifund.com>;  James Hawks  sjames@tcifund.com>;  Bianchini, Maria Gabriela  srz.com>; Weingarten,  Marc  sMarc.	Rishi Sunak <rishi@tcifund.com>; AWilliams@proskauer.com</rishi@tcifund.com>		Mary Ellen Goodall <mgoodall@dfking.com></mgoodall@dfking.com>
10	Jacobs, Arnold Bianchini, Maria Gabriela Snehal Amin <ajacobs@proskauer.com< td=""><td>James Hawks <james@tcifund.com></james@tcifund.com></td><td>Michael Fendl <michael@tcifund.com></michael@tcifund.com></td><td>Rishi@tcifund.com&gt;</td><td>AJacobs@proskauer.com; pharkins@dfking.com</td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Snehal Amin  <snehal@tcifund.com>; Rishi Sunak  <rishi@tcifund.com>; Jacobs, Arnold  <ajacobs@proskauer.com>; Williams, Allan  <awilliams@proskauer.com>; marc.weingarten@srz.com marc.weingarten@srz.com</awilliams@proskauer.com></ajacobs@proskauer.com></rishi@tcifund.com></snehal@tcifund.com></td></ajacobs@proskauer.com<>	James Hawks <james@tcifund.com></james@tcifund.com>	Michael Fendl <michael@tcifund.com></michael@tcifund.com>	Rishi@tcifund.com>	AJacobs@proskauer.com; pharkins@dfking.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak  <rishi@tcifund.com>; Jacobs, Arnold  <ajacobs@proskauer.com>; Williams, Allan  <awilliams@proskauer.com>; marc.weingarten@srz.com marc.weingarten@srz.com</awilliams@proskauer.com></ajacobs@proskauer.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Michael Fendl <michael@tcifund.com></michael@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Cassin, William. Cassin@srz.com> <rishi@tcifund.com> <william.cassin@srz.com></william.cassin@srz.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Peter Harkins <pre>cpharkins@dfking.com&gt;</pre>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>
DATE	8/4/2007	8/6/2007	8/6/2007	8/6/2007	8/6/2007	8/6/2007	8/6/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment			Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.		1383	1384	1385	1386	1387	1388

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BASIS FOR PRIVILEGE	AC/WP	AC	AC AC
DESCRIPTION	Memo re. electing short slate.	Email re. TCI fund structure.	Email re. HSR filing.
၁၁		Roth, Paul  Paul. Roth@srz.com>; Weingarten, Marc  «Marc.Weingarten@srz.co m>; Shapiro, Daniel  «Daniel.Shapiro@srz.com>; ; Twerski, Shlomo  «Shlomo. Twerski@srz.com>; Kusnetz, Dan  "Chan. Kusnetz@srz.com>; Benedict, Philippe  «Philippe. Benedict@srz.co m>; Hilditch, Christopher  «Christopher. Hilditch@srz.co om>	Twerski, Shlomo <\$hlomo.Twerski@srz.com >; Weingarten, Marc <marc.weingarten,@srz.co m&gt;; Hilditch, Christopher <christopher.hilditch@srz.co om&gt;; Shapiro, Daniel <daniel.shapiro@srz.com> ; Kusnetz, Dan <dan.kusnetz,@srz.com> ; Marks, Mary <mary.marks@srz.com> </mary.marks@srz.com></dan.kusnetz,@srz.com></daniel.shapiro@srz.com></christopher.hilditch@srz.co </marc.weingarten,@srz.co 
01	P.C. Harkins	Snehal Amin -Snehal@tcifund.com>; Rishi Sunak -Rishi@tcifund.com>; James Hawks -James@tcifund.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></james@tcifund.com>
FROM	M.E. Goodall, Kristian Klein P.C. Harkins	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@< th=""><th>Roth, Paul <paul.roth@srz.com></paul.roth@srz.com></th></mariagabriela.bianchini@<>	Roth, Paul <paul.roth@srz.com></paul.roth@srz.com>
DATE	8/6/2007	817/2007	877/2007
TYPE OF DOCUMENT	Memo	attachment attachment	Email
BATES NO.	Withheld	Withheld	Withheld
NO.	1389	1390	1391

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BASIS FOR PRIVILEGE	AC	AC
DESCRIPTION	Email and attachment re. NDA for CSX.	Email re. proxy contest.
၁၁	Snehal Amin  -snehal@tcifund.com>;  James Hawks -james@tcifund.com>;  Bianchini, Maria Gabriela -kMariaGabriela.Bianchini@ srz.com>; Weingarten, Marc -kMarc.Weingarten@srz.co m>	Weingarten, Marc <marc.weingarten@srz.co m="">; Rosewater, David <david.rosewater@srz.co m="">; Elovitz, Marc <marc.elovitz@srz.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@srz.com>; CAssin@srz.com&gt;</mariagabriela.bianchini@srz.com></marc.elovitz@srz.com></david.rosewater@srz.co></marc.weingarten@srz.co>
ТО	Rishi@tcifund.com>	Snehal Amin Weingarten, Marc  -snehal@tcifund.com>; Rishi Sunak -rishi@tcifund.com>; James -david.Rosewater@srz.co  -m>; Rosewater, David -David.Rosewater@srz.co -david.Rosewater@srz.com -sjames@tcifund.com>; Robert Ottley -rrobert@tcifund.com> -daric.Elovitz.gsrz.com>; Rianchini.Maria Gabriela -daric.Elovitz.com>; Riz.com>; Cassin.William -dilliam.Cassin@srz.com>
FROM	Cassin, William. Cassin@srz.com> <rishi@tcifund.com> <william.cassin@srz.com></william.cassin@srz.com></rishi@tcifund.com>	Tomasetti, Nicholas <pre></pre> <pre>Snehal Amin </pre> <pre></pre> <pre></pre> <pre></pre> <pre>Alicholas. Tomasetti@srz.c</pre>
DATE	8/7/2007	8/7/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld
NO.	1392	1393

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	YC YC	AC/WP
DESCRIPTION	Legal inquiries re. nominating directors.	Follow-up emails on inquiries related to nominating directors.
၁၁	Rosewater, David  -David.Rosewater@srz.co m.; Bianchini, Maria Gabriela -(MariaGabriela.Bianchini) srz.com.; Rishi Sunak -(Rishi@tifund.com.); Jacobs, Arnold -(AJacobs@proskauer.com.); Williams, Allan -(AWilliams@proskauer.com.); marc.weingarten@srz.com.	Rosewater, David  -David. Rosewater@srz.co m>; Bianchini, Maria Gabriela  -(MariaGabriela. Bianchini@ srz.com>; Rishi Sunak -(Rishi@tcifund.com>; Jacobs, Arnold -(AJacobs@proskauer.com >; Williams, Allan -(AJacobs@proskauer.com   marc.weingarten@srz.com; marc.weingarten@srz.com; Mary Ellen Goodall -(mgoodall@dfking.com>; Kristian Klein -(Kristian Klein -(Kristian Klein -(Spofford -(Spofford -(Spofford)-(
ТО	Peter Harkins <pharkins@dfking.com>; Mary Ellen Goodall <mgoodall@dfking.com></mgoodall@dfking.com></pharkins@dfking.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Snehal@tcifund.com>	Peter Harkins@dfking.com>
DATE	8/7/2007	8/7/2007
TYPE OF DOCUMENT	Email	Email
BATES NO.	Withheld	Withheld
NO.	1394 //	1395

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	WP	AC	AC	AC	AC
DESCRIPTION	Memo re. proxy contest.	Email and attachment re. TCI fund /structure and tax implications.	Email and attachment re. TCI fund // structure and tax implications.	Email re. HSR filing.	Email re. TCI fund structure.
၁၁	A. Jacobs, A. Williams, D. Rosewater, M. G. Bianchini, M. Weingarten, M. E. Goodall, K. Klein, K. Spofford	James Hawks ; Rishi Sunak <rishi@tcifund.com>; Stephen Fraidin <sfraidin@kirkland.com></sfraidin@kirkland.com></rishi@tcifund.com>		Twerski, Shlomo <shlomo.twerski@srz.com &gt;; Weingarten, Marc <marc.weingarten@srz.co m&gt;; Hilditch, Christopher <christopher. hilditch@srz.co<br="">om&gt;; Shapiro, Daniel <daniel.shapiro@srz.com>; Kusnetz, Dan <dan.kusnetz@srz.com>; Marks, Mary <mary.marks@srz.com>;</mary.marks@srz.com></dan.kusnetz@srz.com></daniel.shapiro@srz.com></christopher.></marc.weingarten@srz.co </shlomo.twerski@srz.com 	James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></james@tcifund.com>
ОТ	Snehal Amin, Rishi Sunak	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Roth, Paul <paul. roth@srz.com="">; James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></james@tcifund.com></paul.>	Donald Rocap <drocap@kirkland.com>; Stephen Fraidin <sfraidin@kirkland.com></sfraidin@kirkland.com></drocap@kirkland.com>
FROM	P.C. Harkins	Donald Rocap <drocap@kirkland.com></drocap@kirkland.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	8/7/2007	8/8/2007	8/8/2007	8/8/2007	8/8/2007
TYPE OF DOCUMENT	Мето	Email with attachment	Email with attachment	Email	Email with attachment
BATES NO.	Withheld	TCl0932171- TCl0932175	TCI0932176- TCI0932180	Withheld	Withheld
NO.	1396	40	41		1398

Filed 06/04/2008

Case 1:08-cv-02764-LAK

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BATES NO. TYPE OF	TYPE OF		DATE	FROM	ОТ	၁၁	DESCRIPTION	BASIS FOR
Withheld Email with 8/8/2007 Cassin, William	8/8/2007		Cassin, Willia	E E	Rishi Sunak	Snehal Amin	Email and attachment re. NDA with AC	AC
		<william.cassir< td=""><td><william.cassir< td=""><td>າ@srz.com&gt;</td><td><william.cassin@srz.com> <rishi@tcifund.com></rishi@tcifund.com></william.cassin@srz.com></td><td><snehal@tcifund.com>; James Hawks</snehal@tcifund.com></td><td>CSX.</td><td></td></william.cassir<></td></william.cassir<>	<william.cassir< td=""><td>າ@srz.com&gt;</td><td><william.cassin@srz.com> <rishi@tcifund.com></rishi@tcifund.com></william.cassin@srz.com></td><td><snehal@tcifund.com>; James Hawks</snehal@tcifund.com></td><td>CSX.</td><td></td></william.cassir<>	າ@srz.com>	<william.cassin@srz.com> <rishi@tcifund.com></rishi@tcifund.com></william.cassin@srz.com>	<snehal@tcifund.com>; James Hawks</snehal@tcifund.com>	CSX.	
						<pre><james@tcifund.com>; Bianchini, Maria Gabriela</james@tcifund.com></pre>		
						<mariagabriela.bianchini@ srz.com&gt;; Rosewater,</mariagabriela.bianchini@ 		
						David		
						<david.rosewater@srz.co m&gt;</david.rosewater@srz.co 		
Withheld Email with 8/8/2007 Nightingale, Charles	8/8/2007		Nightingale, Charles		Regulatory Solutions	Bianchini, Maria Gabriela	Email and attachment re. 13F filing. AC	AC
attachment <a href="mailto:charles.Nightingale@srz">charles.Nightingale@srz</a> .		<charles.nightingale@< td=""><td><charles.nightingale@< td=""><td>gsrz.</td><td><regulatory@tcifund.com>;</regulatory@tcifund.com></td><td><mariagabriela.bianchini@< td=""><td></td><td></td></mariagabriela.bianchini@<></td></charles.nightingale@<></td></charles.nightingale@<>	<charles.nightingale@< td=""><td>gsrz.</td><td><regulatory@tcifund.com>;</regulatory@tcifund.com></td><td><mariagabriela.bianchini@< td=""><td></td><td></td></mariagabriela.bianchini@<></td></charles.nightingale@<>	gsrz.	<regulatory@tcifund.com>;</regulatory@tcifund.com>	<mariagabriela.bianchini@< td=""><td></td><td></td></mariagabriela.bianchini@<>		
<mo></mo>	<mo></mo>	<mo></mo>	com>			srz.com>		
					<joflynn@tcifund.com>;</joflynn@tcifund.com>			
					Angus Milne			
					<angus.milne@tcifund.com>;</angus.milne@tcifund.com>			
					<a href="mailto:square">cgcouvillat@tcifund.com&gt;</a>			
Withheld Email with 8/8/2007 Bianchini, Maria Gabriela	8/8/2007		Bianchini, Maria Gabri	ela	James Hawks		Email and attachment re. 13F filing. AC	AC
attachment < MariaGabriela.Bianch		<mariagabriela.bianch< td=""><td><mariagabriela.bianch< td=""><td>ini@</td><td><mariagabriela.bianchini@ <james@tcifund.com=""  ="">;</mariagabriela.bianchini@></td><td></td><td></td><td></td></mariagabriela.bianch<></td></mariagabriela.bianch<>	<mariagabriela.bianch< td=""><td>ini@</td><td><mariagabriela.bianchini@ <james@tcifund.com=""  ="">;</mariagabriela.bianchini@></td><td></td><td></td><td></td></mariagabriela.bianch<>	ini@	<mariagabriela.bianchini@ <james@tcifund.com=""  ="">;</mariagabriela.bianchini@>			
srz.com>	srz.com>	srz.com>	srz.com>		Snehal Amin			
Withheld Email with 8/9/2007 Regulatory Solutions	8/9/2007		Regulatory Solutions			Ghislaine Couvillat	Email and attachment to	AC
attachment			<regulatory@tcifund.< td=""><td><moo< td=""><td>tcifund.com&gt;;</td><td><gcouvillat@tcifund.com></gcouvillat@tcifund.com></td><td>compliance staff re. 13F filing.</td><td></td></moo<></td></regulatory@tcifund.<>	<moo< td=""><td>tcifund.com&gt;;</td><td><gcouvillat@tcifund.com></gcouvillat@tcifund.com></td><td>compliance staff re. 13F filing.</td><td></td></moo<>	tcifund.com>;	<gcouvillat@tcifund.com></gcouvillat@tcifund.com>	compliance staff re. 13F filing.	
					Angus Milne			
					<angus.milne@tcifund.com></angus.milne@tcifund.com>			
Withheld Email with 8/9/2007 Joe O'Flynn	8/9/2007		Joe O'Flynn		Cathy O'Reilly		Email and attachment to	AC
attachment			<joflynn@tcifund< td=""><td></td><td><cathy@tcifund.com></cathy@tcifund.com></td><td></td><td>compliance staff re. 13F filing.</td><td>!</td></joflynn@tcifund<>		<cathy@tcifund.com></cathy@tcifund.com>		compliance staff re. 13F filing.	!

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	WP	WP	AC/WP	AC	AC	AC	AC
DESCRIPTION	Email and attachment to compliance staff re. 13F filing.	Email and attachment to compliance staff re. 13F filing.	Email and attachment re. NDA with CSX.	Email re. CSX BOD address.	Email and attachment re. NDA with CSX.	Draft confidentiality agreement with WP CSX.	Draft confidentiality agreement with WP CSX.			Email re. CSX and TCI platforms/strategies.	Internal discussion of counsel's advice re. CSX and TCI platforms/strategies.	Internal discussion of counsel's advice re. CSX and TCI platforms/strategies/press.
၁၁					Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>			Stephen Fraidin, Thomas L. Legal memo Evans				
10	Regulatory Solutions <regulatory@tcifund.com>; Joe OFlynn <joflynn@tcifund.com>; Angus Milne <angus.milne@tcifund.com></angus.milne@tcifund.com></joflynn@tcifund.com></regulatory@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>			Snehal Amin, James Hawks	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Cathy O'Reilly <cathy@tcifund.com></cathy@tcifund.com>	Regulatory Solutions   Snehal Amin   Shebal Amin   Shebal   Shebal	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	The Children's Investment Fund	The Children's Investment Fund	Donald E. Rocap, Kirkland & Ellis	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com=""></mariagabriela.bianchini@>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com=""></mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
DATE	8/9/2007	8/9/2007	8/10/2007	8/10/2007	8/10/2007	8/10/2007	8/10/2007	8/11/2007	8/12/2007	8/12/2007	8/12/2007	8/13/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment		Email with attachment	Confidentiality Agreement	ality t		Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	TC10932199- TC10932204
NO.	1409	1410	1411	1412	1413	1414	1415	1416	1417	1418	1419	42

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NO.	TYPE OF DOCUMENT	DATE	FROM	10	၁၁	NO	BASIS FOR PRIVILEGE
Withheld	Email	8/13/2007	Bianchini, Maria Gabriela James Hawks <mariagabriela.bianchini@ <james@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@>	James Hawks <james@tcifund.com></james@tcifund.com>		Email re. redemptions.	AC
Withheld	Email with attachment	8/13/2007	Dwain Davis <dwain@tcifund.com></dwain@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>		Email and attachment re. NDA with AC/WP CSX.	AC/WP
Withheld	Memo	8/13/2007	Schulte Roth & Zabel LLP	The Children's Investment Fund		Memo re. Foreign Investment in the AC/WP United States (CFIUS).	AC/WP
Withheld	Memo	8/13/2007	Schulte Roth & Zabel LLP	The Children's Investment Fund		Memo re. CFIUS.	WP
Withheld	Email with attachment	8/14/2007	Megan Christensen <mchristensen@kirkland.c om&gt;</mchristensen@kirkland.c 	James Hawks <james@tcifund.com>; Rishi Sunak</james@tcifund.com>	Thomas Evans <tevans@kirkland.com>; Andrew Nagel</tevans@kirkland.com>	Email and attachments re. TCI fund AC structure and tax implications.	AC
				<rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	<anagel@kirkland.com></anagel@kirkland.com>		
Withheld	Email	8/15/2007	Andrew Nagel	Snehal Amin Snehal@tcifund.com>:	Scott Moehrke   Email re. TC   Smoehrke   Sm	Email re. TCI fund structure and tax AC implications.	AC
			)		: Thomas Evans <tevans@kirkland.com></tevans@kirkland.com>		
Withheld	Email	8/15/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>		Email chain re. TCI fund structure and tax implications.	AC
Withheld	Email	8/15/2007	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Email chain re. TCI fund structure and tax implications.	AC
Withheld	Email	8/15/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Andrew Nagel <anagel@kirkland.com>; James Hawks</anagel@kirkland.com>	Scott Moehrke <a href="mailto:smoehrke@kirkland.com"><a href="mailto:rmom"><a href="mailto:rmom"></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>		

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC/WP	AC	AC	O <sub>A</sub>
DESCRIPTION	Email and attachment re. document AC/WP retention notice.	Internal discussion of counsel's advice re. document retention notice, and attachment	Email and attachment re. document AC/WP retention notice.	Email chain re. TCI fund structure and tax implications.	Email and attachments re. TCI fund AC structure and tax implications.	Email and attachments re. TCI fund AC structure and tax implications.
၁၁	Snehal Amin  Snehal@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com>; Sjoblom, Thomas V.  <tsjoblom@proskauer.com>; Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com></tsjoblom@proskauer.com></ajacobs@proskauer.com>			James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Scott Moehrke <smoehrke@kirkland.com> ; Thomas Evans <tevans@kirkland.com></tevans@kirkland.com></smoehrke@kirkland.com></rishi@tcifund.com></james@tcifund.com>		Scott Moehrke smoehrke@kirkland.com> ; Thomas Evans <tevans@kirkland.com></tevans@kirkland.com>
ОТ	James Hawks <james@tcifund.com></james@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Dwain Davis <dwain@tcifund.com></dwain@tcifund.com>	Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></james@tcifund.com></snehal@tcifund.com>
FROM	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Andrew Nagel <anagel@kirkland.com></anagel@kirkland.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Andrew Nagel <anagel@kirkland.com></anagel@kirkland.com>
DATE	8/15/2007	8/15/2007	8/15/2007	8/15/2007	8/15/2007	8/15/2007
TYPE OF DOCUMENT	ettachment	Email with attachment	Email with attachment	Email	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1430	1431	1432	1433	1434	1435

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	4C	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. TCI fund structure and tax AC implications.	Email re. railroad industry/investments.	Email re. railroad industry/investments.	Email re. railroad industry/investments.		Email re. STB regulation.	Email re. STB regulation.	Email re. STB regulation.
၁၁	James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Scott Moehrke <smoehrke@kirkland.com> ; Thomas Evans <tevans@kirkland.com></tevans@kirkland.com></smoehrke@kirkland.com></rishi@tcifund.com></james@tcifund.com>		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Tryon, Ahren <atryon@llgm.com>; Mercer-Jones, Donna <dmercer@llgm.com></dmercer@llgm.com></atryon@llgm.com>	Tryon, Ahren <atryon@llgm.com>; Mercer-Jones, Donna <dmercer@llgm.com></dmercer@llgm.com></atryon@llgm.com>	Tryon, Ahren <atryon@llgm.com>; Mercer-Jones, Donna <dmercer@llgm.com></dmercer@llgm.com></atryon@llgm.com>	Tryon, Ahren <atryon@llgm.com>; Mercer-Jones, Donna <dmercer@llgm.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></dmercer@llgm.com></atryon@llgm.com>
ОТ	Andrew Nagel <anagel@kirkland.com></anagel@kirkland.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>
FROM	Snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>	Snehal@tcifund.com>
DATE	8/15/2007	8/15/2007	8/15/2007	8/15/2007	8/16/2007	8/16/2007	8/16/2007	8/16/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1436	1437	1438	1439	1440	1441	1442	1443

Page 174

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC/WP	AC/WP
DESCRIPTION	Email re. letter to STB.		Email re. letter to STB.	Email re. STB regulation.	Email and attachment re. document AC/WP retention notice.	Draft notice for preservation and collection or records.
၁၁	Bianchini, Maria Gabriela «MariaGabriela.Bianchini@ srz.com»; Rishi Sunak «Rishi@tcifund.com»; James Hawks «James@tcifund.com»; Rosewater, David «David.Rosewater@srz.co m»	MariaGabriela.Bianchini@sr Email re. letter to STB. z.com; Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; David.Rosewater@srz.com</james@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela  «Maria Gabriela. Bianchini @ srz.com»; Rishi Sunak  «Rishi @tcifund.com»; James Hawks  «James @tcifund.com»; Rosewater, David  ~David. Rosewater@srz.co m»	Tryon, Ahren catryon@llgm.com>; Mercer-Jones, Donna cDMERCER@llgm.com>		
01	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	marc.weingarten@srz.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>	TCI All <tciall@tcifund.com></tciall@tcifund.com>	All Members and Employees of The Children's Investment Fund Management (UK) LLP
FROM	Weingarten, Marc Snehal Amin <marc.weingarten@srz.co <snehal@tcifund.com="">m&gt;</marc.weingarten@srz.co>	Snehal@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co <snehal@tcifund.com=""> m&gt;</marc.weingarten@srz.co>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks
DATE	8/16/2007	8/16/2007	8/16/2007	8/16/2007	8/16/2007	8/16/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email with attachment	Memo
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
ON	1444	1445	1446	1447	1448	1449

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC/WP	AC/WP	AC
DESCRIPTION	Email and attachment re. document AC/WP retention notice.	Email and attachment re. document AC/WP retention notice.	Email and attachment re. legal precedent.	Email and attachments re. proxy contest.	Inquiry about SWAP transactions.
သ			Tryon, Ahren <atryon@llgm.com></atryon@llgm.com>	Weingarten, Marc <marc. m="" weingarten@srz.co="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com="">; Tomasetti, Nicholas <nicholas.tomasetti@srz.c< td=""><td>Snehal Amin «Snehal@tcifund.com»; James Hawks «James@tcifund.com»</td></nicholas.tomasetti@srz.c<></mariagabriela.bianchini@></marc.>	Snehal Amin «Snehal@tcifund.com»; James Hawks «James@tcifund.com»
01	Angus Milne cangus.milne@tcifund.com>; Ghislaine Couvillat cyhislaine.couvillat@gmail.c om>	Angus Milne <angus.milne@tcifund.com>; Ghislaine Couvillat <gcouvillat@tcifund.com></gcouvillat@tcifund.com></angus.milne@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	Bianchini, Maria Gabriela Snehal Amin «MariaGabriela. Bianchini@s «Snehal@tcifund.com»; rz.com»; Sjoblom, Thomas V. «James Hawks V. «James@tcifund.com» (elsovitz, Marc. Elovitz, Marc. «Marc. Elovitz@srz.com»; Williams, Allan «AWilliams@proskauer.com
FROM	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>	Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co 	Rishi@tcifund.com>
DATE	8/17/2007	8/17/2007	8/17/2007	8/17/2007	8/17/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1450	1451	1452	1453	1454

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Inquiry about SWAP transactions.	Inquiry about SWAP transactions.	Inquiry about SWAP transactions.	Inquiry about SWAP transactions.	Inquiry about SWAP transactions.	Inquiry about SWAP transactions.	Inquiry about SWAP transactions.
သ	Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com< th=""><th>Snehal Amin Snehal@tcifund.com&gt;; James Hawks <james@tcifund.com></james@tcifund.com></th><th>James Hawks <james@tcifund.com></james@tcifund.com></th><th></th><th></th><th></th><th></th></ajacobs@proskauer.com<></james@tcifund.com></snehal@tcifund.com>	Snehal Amin Snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>				
01	Rishi Sunak  -Rishi@tcifund.com>; Bianchini, Maria Gabriela  -MariaGabriela.Bianchini@s rz.com>; Sjoblom, Thomas V.  -tsjoblom@proskauer.com>; Elovitz, Marc  -Marc.Elovitz@srz.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Sjoblom, Thomas V. James Hawks <tsjoblom@proskauer.com>; <james@tcifund.com> Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></james@tcifund.com></tsjoblom@proskauer.com>	nas V. Snehal Amin oskauer.com <snehal@tcifund.com></snehal@tcifund.com>	tsjoblom@proskauer.com	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Sjoblom, Thomas V. Rishi Sunak <tsjoblom@proskauer.com <rishi@tcifund.com=""></tsjoblom@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	nas V. oskauer.com	Sjoblom, Thomas V. Snehal Amin <tsjoblom@proskauer.com <snehal@tcifund.com=""  =""></tsjoblom@proskauer.com>
DATE	8/17/2007	8/17/2007	8/17/2007	8/17/2007	8/17/2007	8/17/2007	8/17/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1455	1456	1457	1458	1459	1460	1461

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE		AC/WP	AC/WP									
	. AC			AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Inquiry about SWAP transactions.	Memo re. CSX change of control provisions.	Memo re. CSX change of control.	Email containing attorney-client communication re. SEC inquiry.	Email containing attorney-client communication re. SEC inquiry.	Email containing attorney-client communication re. SEC inquiry.	Email containing attorney-client communication re. SEC inquiry.	Email containing attorney-client communication re. SEC inquiry.	Email containing attorney-client communication re. SEC inquiry.	Email containing attorney-client communication re. SEC inquiry.	Email containing attorney-client communication re. SEC inquiry.	Email containing attorney-client communication re. SEC inquiry.
၁၁					James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Michael Fendl <michael@tcifund.com></michael@tcifund.com>	Michael Fendl <michael@tcifund.com></michael@tcifund.com>	Michael Fendl <michael@tcifund.com></michael@tcifund.com>		
ТО	tsjoblom@proskauer.com; James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></james@tcifund.com>	The Children's Investment Fund	The Children's Investment Fund	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	Robert Ottley <robert@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></robert@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Brian Eschenburg <brian@tcifund.com></brian@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Brian Eschenburg <brian@tcifund.com></brian@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Schulte Roth & Zabel LLP	bel LLP	Brian Eschenburg <brian@tcifund.com></brian@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Brian Eschenburg <brian@tcifund.com></brian@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Brian Eschenburg <brian@tcifund.com></brian@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>
DATE	8/17/2007	8/17/2007	8/17/2007	8/20/2007	8/20/2007	8/20/2007	8/20/2007	8/20/2007	8/20/2007	8/20/2007	8/20/2007	8/20/2007
TYPE OF DOCUMENT	Email	Memo	Memo	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1462	1463	1464		1466	1467	1468	1469	1470	1471	1472	1473

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OR GE									
BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC/WP	AC	AC	AC	AC	AC	AC/WP
DESCRIPTION	Forwarded advice and attachment from counsel re. document retention notice.	Email and attachment re. document AC/WP retention notice.	Email and attachment re. document AC/WP retention notice.	Forwarded email from counsel re. Fall Forum at STB.	Forwarded email and attachment from counsel re. legal precedent.	Internal discussion re. counsel's document review.	Internal discussion re. counsel's document review.	Email and attachment re. investor presentation.	Email and attachment re. investor presentation.
၁၁			Angus Milne Email and attact cangus.milne@tcifund.com retention notice.				James Hawks <james@tcifund.com></james@tcifund.com>	Rishi@tcifund.com>	Rishi@tcifund.com>
ТО	Jolanda Niccolini <jolanda@tcifund.com></jolanda@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Ghislaine Couvillat <gcouvillat@tcifund.com></gcouvillat@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com>;  James Hawks  <james@tcifund.com>;  Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com="">; Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com></mariagabriela.bianchini@s></james@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com>;  James Hawks  <james@tcifund.com>;  Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com="">; Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com></mariagabriela.bianchini@s></james@tcifund.com></chris@tcifund.com>
FROM	Karoline Keane <karoline@tcifund.com></karoline@tcifund.com>	Jolanda Niccolini <jolanda@tcifund.com></jolanda@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	8/21/2007	8/21/2007	8/21/2007	8/21/2007	8/21/2007	8/21/2007	8/21/2007	8/21/2007	8/21/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	Email	Email with attachment	Email	Email	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld		Withheld
NO.	1474	1475	1476	1477	1478	1479	1480		1482

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	O	O	O	O	0	O
DESCRIPTION	Email re. review of CSX emails. AC	Email re. review of CSX emails. AC	Email re. DuPont litigation.	Email re. document SEC document AC request.	Email re. document SEC document AC request.	Email re. document SEC document AC request.
၁၁			Tryon, Ahren <atryon@llgm.com>; Mercer-Jones, Donna <dmercer@llgm.com></dmercer@llgm.com></atryon@llgm.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
ТО	Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com>	Robert Ottley <robert@tcifund.com></robert@tcifund.com>	Snehal Amin snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com>; <snehal@tcifund.com> <ajailan <awilliams@proskauer.com="">; Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com></ajailan></snehal@tcifund.com></ajacobs@proskauer.com>	Rishi Sunak <rishi@tcifund.com>; Williams, Allan <awilliams@proskauer.com>; Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com></awilliams@proskauer.com></rishi@tcifund.com>	nas V.  Rishi @Lifund.com>; Jacobs, Arnold <ajacobs@proskauer.com>; Williams, Allan <awilliams@proskauer.com></awilliams@proskauer.com></ajacobs@proskauer.com>
FROM	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	<b>~</b> E	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Jacobs, Amold Rishi Sunak <ajacobs@proskauer.com <rishi@tcifund.com="">; Williams, Allan <awilliams@proskaue>; Sjoblom, Thomas V <tsjoblom@proskauer.< th=""><th>Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com></th></tsjoblom@proskauer.<></awilliams@proskaue></ajacobs@proskauer.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com>
DATE	8/21/2007	8/21/2007	8/21/2007	8/21/2007	8/21/2007	8/21/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1483	1484	1485	1486	1487	1488

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	Q	AC/WP	AC/WP	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. document SEC document AC request.	Draft letter re. STB regulatory A regime.	Draft letter re. STB regulatory A regime.	Email re. review of CSX emails.	Email and attachment re. DuPont A litigation.	Email and attachments re. DuPont A litigation.	Email containing counsel's invoice A and billing descriptions.	Email re. CSX and political A environment.	Forwarded counsel's advice re. A CSX and political environment.	Email re. CSX and political A environment.	Email re. CSX and political A environment.
သ				James Hawks <james@tcifund.com></james@tcifund.com>	Tryon, Ahren <atryon@llgm.com>; Mercer-Jones, Donna <dmercer@llgm.com></dmercer@llgm.com></atryon@llgm.com>	Tryon, Ahren <atryon@llgm.com>; Mercer-Jones, Donna <dmercer@llgm.com></dmercer@llgm.com></atryon@llgm.com>					
01	tsjoblom@proskauer.com; Rishi Sunak <rishi@tcifund.com>; AJacobs@proskauer.com; AWilliams@proskauer.com</rishi@tcifund.com>	Snehal Amin	Snehal Amin	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Matthew King <matt@tcifund.com></matt@tcifund.com>	ria Gabriela Rahul Moodgal la.Bianchini@ <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Michael F. McBride, Ahren S. Tryon, Dewey & LeBoeuf	Michael F. McBride, Ahren S. Tryon, Dewey & LeBoeuf	/mc	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>	Phillips, Deborah				

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC/WP	AC	AC	AC/WP	AC
DESCRIPTION	Email re. CSX and political environment.	Email re. CSX and political environment.	Email re. CSX and political environment.	Email and attachment re. total return swaps.	Email re. document SEC document request.	Email re. news clips and legislative research.	Email and attachment re. SEC response letter.	Email re. news clips and legislative research.
၁၁					Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com>; Jacobs, Arnold <ajacobs@proskauer.com< td=""><td></td></ajacobs@proskauer.com<></james@tcifund.com></snehal@tcifund.com>	
ТО	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com>; <snehal@tcifund.com> Rishi Sunak <rishi@tcifund.com>;  Williams, Allan <awilliams@proskauer.com>; Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com></awilliams@proskauer.com></rishi@tcifund.com></snehal@tcifund.com></ajacobs@proskauer.com>	MariaGabriela.Bianchini@srz .com	Bianchini, Maria Gabriela Williams, Allan Snehal Amin Adaria Gabriela. Bianchini@   AWVilliams@proskauer.com   Snehal@tcifund.com>; srz.com>   James Hawks   Sjoblom, Thomas V.   Jacobs, Arnold   <tsjoblom@proskauer.com>;   Sjoblom@proskauer.com&gt;   AJacobs@proskauer.com   Elovitz, Marc   AMArc.Elovitz@srz.com&gt;   AMArc.El</tsjoblom@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Bianchini, Maria Gabriela Rahul Moodgal <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="MariaGabriela.Bianchini@">«Rahul@tcifund.com</a> srz.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@>
DATE	8/23/2007	8/23/2007	8/23/2007	8/23/2007	8/23/2007	8/24/2007	8/24/2007	8/24/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment	Email	Email	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1500		1502	1503	1504	1505	1506	1507

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Case 1:08-cv-02764-LAK

Filed 06/04/2008

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. document SEC document AC request.	Email containing communications with Covington & Burling re. Oberstar bill.	Email re. cross subsidy test.	Email re. cross subsidy test.	Discussion of the Surface Transportation Board's and congressional bill.	Email and attachments re. news clippings.	Email and attachments re. news clippings.	Email and attachments re. news clippings.
၁၁	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		atryon@llgm.com; DMERCER@llgm.com	Tryon, Ahren <atryon@llgm.com>; Mercer-Jones, Donna <dmercer@llgm.com></dmercer@llgm.com></atryon@llgm.com>	amsmith@cov.com; Chris Discussion of the Hohn Transportation Bc <chris@tcifund.com>; Rishi congressional bill. Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>			
10	Rishi Sunak <rishi@tcifund.com>; Williams, Allan <awilliams@proskauer.com &gt;; Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com></awilliams@proskauer.com </rishi@tcifund.com>	Anneliese Lord	MFMCBRID@llgm.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	rategic. om	ia Gabriela Snehal Amin a.Bianchini@ <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	LibraryRequests Bianchini, Maria Gabriela <libraryrequests@srz.com <mariagabriela.bianchini@s   rz.com&gt;</libraryrequests@srz.com <mariagabriela.bianchini@s 	LibraryRequests Bianchini, Maria Gabriela <libraryrequests@srz.com <mariagabriela.bianchini@s< th=""></libraryrequests@srz.com <mariagabriela.bianchini@s<>
FROM	Jacobs, Arnold Rishi Sunak <ajacobs@proskauer.com rrishi@tcifund.com=""  ="">;   Williams, Allan   CAWilliams@proskaue   Sjoblom, Thomas V   Ctsjoblom@proskauer   Ctsjoblom@proskauer</ajacobs@proskauer.com>	Chris Hohn	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	McBride, Michael F. <mfmcbrid@ligm.com></mfmcbrid@ligm.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	LibraryRequests <libraryrequests@srz.com &gt;</libraryrequests@srz.com 	LibraryRequests <libraryrequests@srz.com &gt;</libraryrequests@srz.com 
DATE	8/25/2007	8/26/2007	8/26/2007	8/26/2007	8/26/2007	8/27/2007	8/27/2007	8/27/2007
TYPE OF DOCUMENT	Email	E-Mail	Email	Email	Email	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	TCI0961659 - TCI0961659	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1516	371	1517	1518	1519	1520	1521	1522

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	ents re.	Email and attachment re. news A clippings.	Internal discussion re. counsel's A advice on specific clause.	s,jesur	Internal discussion re. counsel's A advice on specific clause.	Email re. cross subsidy test.	Email re. bottleneck cases. A	Email re. bottleneck cases.	Email re. bottleneck cases.	Email re. bottleneck cases.	Email re. bottleneck cases.	Email re. bottleneck cases.
၁၁	Jacobs, Arnold Email and attachm <ajacobs@proskauer.com counsel's="" invoices.="">; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></ajacobs@proskauer.com>					atryon@llgm.com; DMERCER@llgm.com	Tryon, Ahren <atryon@llgm.com>; Mercer-Jones, Donna <dmercer@llgm.com></dmercer@llgm.com></atryon@llgm.com>	atryon@llgm.com; DMERCER@llgm.com			atryon@llgm.com; DMERCER@llgm.com	
ТО	Matthew King <matt@tcifund.com></matt@tcifund.com>	ria Gabriela Rishi Sunak Ia.Bianchini@ <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MFMCBRID@llgm.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	MFMCBRID@llgm.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	MFMCBRID@llgm.com	MFMCBRID@llgm.com	MFMCBRID@llgm.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	<b>=</b> −	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>
DATE	8/27/2007	8/28/2007	8/28/2007	8/28/2007	8/28/2007	8/28/2007	8/28/2007	8/28/2007	8/28/2007	8/28/2007	8/28/2007	8/28/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	TCI0932282- TCI0932288	TCI0932298- TCI0932299		TCI0932302- TCI0932303	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1523	43	44	45	. 97	1524	1525	1526	1527	1528	1529	1530

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	O	O	O	O	O	O	O	0	0	0	O
DESCRIPTION	Email re. CSX news clippings. AC	Email re. CSX news clippings. AC	Email re. CSX news clippings. AC	Email re. CSX news clippings. AC	Email re. CSX news clippings. AC	Email re. CSX news clippings. AC	Email re. CSX news clippings. AC	Email and attachment re. news AC clippings.	Email re. bottleneck cases. AC	Email re. railroad attorney referrals. AC	Inquiry about SWAP transactions. AC
၁၁										Walker, Renee <rwalker@cov.com></rwalker@cov.com>	
ОТ	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	MFMCBRID@llgm.com	marc.weingarten@srz.com; Walker, Renee mgb@srz.com; Snehal Amin <rwalker@cov.com> <snehal@tcifund.com></snehal@tcifund.com></rwalker@cov.com>	nas V. Snehal Amin oskauer.com <snehal@tcifund.com></snehal@tcifund.com>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	aria Gabriela ela.Bianchini@	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	iela hini@	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela   <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@>	, Maria Gabriela abriela.Bianchini@	, Maria Gabriela abriela.Bianchini@	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	id cov.com>	Sjoblom, Thomas V. stsjoblom@proskauer.com >
DATE	8/28/2007	8/28/2007	8/28/2007	8/28/2007	8/28/2007	8/28/2007	8/28/2007	8/30/2007	8/30/2007	8/30/2007	8/30/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email with attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	TCI0932304-    TCI0932466	Withheld	Withheld	Withheld
NO.	1531	1532	1533	1534	1535	1536	1537		1538	1539	1540

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	40	AC	AC	AC	4C	AC	4C	4C	4C	AC
DESCRIPTION	Email re. railroad attorney referrals. AC	Email re. U.S. regulation and rail Aindustry.	Email re. railroad attorney referrals.	Email re. railroad attorney referrals.	Email re. railroad attorney referrals. AC	Email re. railroad attorney referrals.	Email re. TCI restructuring and SEC AC issue.	Email re. TCI restructuring and SEC AC issue.	Email re. TCI restructuring and SEC AC issue.	Email re. CSX NDA.
၁၁				Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi@tcifund.com>				Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	
ТО	Marchick, David <dmarchick@cov.com>; marc.weingarten@srz.com; mgb@srz.com; Snehal Amin  <snehal@tcifund.com></snehal@tcifund.com></dmarchick@cov.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Marchick, David <dmarchick@cov.com></dmarchick@cov.com>	marc.weingarten@srz.com; langb@srz.com	Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@s< td=""><rishi@tcifund.com>rz.com&gt;</rishi@tcifund.com></mariagabriela.bianchini@s<>	James Hawks <james@tcifund.com>; Eva Kauerova <eva@tcifund.com>; Eileen Moran</eva@tcifund.com></james@tcifund.com>
FROM	Walker, Renee cwalker@cov.com	Bianchini, Maria Gabriela 、 <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	>mo:	Weingarten, Marc <marc.weingarten@srz.co< td="">   m&gt;</marc.weingarten@srz.co<>		в <u>ё</u>	Bianchini, Maria Gabriela   I <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Owain Davis <dwain@tcifund.com></dwain@tcifund.com>
DATE	8/31/2007	9/1/2007	9/2/2007	9/2/2007	9/2/2007	9/2/2007	9/2/2007	9/2/2007	9/3/2007	9/3/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	TC10932470	TC10932471-   F
NO.	1541 N	1543	1544	1545	1546	1547	1548	1549	48	49 L

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BASIS FOR PRIVILEGE	ΑC	AC	٩C	ΑC	ΑC	AC	AC	ΑC	AC	AC	AC
DESCRIPTION	Email re. TCI restructuring and SEC AC issue.	Email re. TCI restructuring and SEC AC issue.	Email re. TCI restructuring and SEC AC issue.	Email re. TCI restructuring and SEC AC issue.	Email re. TCI restructuring and SEC AC issue.	Email and attachments re. swap agreements.	Email re. TCI restructuring and SEC AC issue.	Email re. TCI restructuring and SEC AC issue.	Email re. TCI restructuring and SEC AC issue.	Email re. SEC update.	Email and attachments re. railroad legislation and news clippings.
၁၁						Robert Ottley <robert@tcifund.com></robert@tcifund.com>				Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
ОТ	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Bradd Bentley <bbentley@tcifund.com></bbentley@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com>	Rishi Sunak Bianchini, Maria Gabriela crishi@tcifund.com>; Snehal capariaGabriela.Bianchini@Amin csnehal@tcifund.com>
FROM	l Id.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Bianchini, Maria Gabriela Rahul Moodgal <market amaria="" bianchini="" composition="" cr<="" crahul="" cream="" gabriela.="" td=""  =""><td>Bianchini, Maria Gabriela Rahul Moodgal <marketia <rahul@tcifund.com="" bianchini@="" gabriela.="">srz.com&gt;</marketia></td><td>-com</td><td></td><td>Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com></td><td>Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com></td><td>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></td><td>Lateef, Muhsinah <muhsinah.lateef@srz.co ·<br="">m&gt;</muhsinah.lateef@srz.co></td></market>	Bianchini, Maria Gabriela Rahul Moodgal <marketia <rahul@tcifund.com="" bianchini@="" gabriela.="">srz.com&gt;</marketia>	-com		Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Lateef, Muhsinah <muhsinah.lateef@srz.co ·<br="">m&gt;</muhsinah.lateef@srz.co>
DATE	9/3/2007	9/3/2007	9/3/2007	9/3/2007	9/3/2007	2007/6/6	9/3/2007	9/3/2007	9/3/2007	9/3/2007	9/4/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email with attachment	Email	Email	Email	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	TCI0932475-
NO.	1550	1551	1552	1553	1554	1555	1556	1557	1558	1559	50

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

PTION BASIS FOR PRIVILEGE	ent re. DuPont AC	ents re. railroad AC rs dippings.	ents re. railroad AC rs dippings.	ents re. SEC AC/WP	r possible board AC	r possible board AC	
DESCRIPTION	Email and attachment re. DuPont litigation.	Email and attachments re. railroad [Begislation and news clippings.	Email and attachments re. railroad [Begislation and news clippings.	Email and attachments re. SEC m production.	Email re. search for possible board members.	Email re. search for possible board members.	Email re. search for possible board members.  Email re. search for possible board members.
၁၁	Tryon, Ahren <atryon@llgm.com></atryon@llgm.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini srz.com&gt;</mariagabriela.bianchini 	Bianchini, Maria Gabriela <mariagabriela.bianchini srz.com&gt;</mariagabriela.bianchini 	Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Williams, Allan <awilliams@proskauer.co m="">; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></awilliams@proskauer.co></tsjoblom@proskauer.com>			
ТО	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Rishi Sunak Bianchini, Maria Gabriela crishi@tcifund.com>; Snehal <mariagabriela.bianchini@ <snehal@tcifund.com="" amin=""> srz.com&gt;</mariagabriela.bianchini@>	Rishi Sunak Bianchini, Maria Gabriela crishi@tcifund.com>; Snehal <mariagabriela.bianchini@ <snehal@tcifund.com="" amin=""> srz.com&gt;</mariagabriela.bianchini@>	Rishi Sunak  sipoblom, Thomas V. crishi@tcifund.com>; Snehal  Amin <snehal@tcifund.com>&gt;; Williams, Allan <awilliams@proskauer.com>&gt; williams. AWilliams. AVVIIIIams. Anold <ajacobs.< p=""> Arnold <ajacobs@proskauer.com< p=""> <ajacobs@proskauer.com< p=""></ajacobs@proskauer.com<></ajacobs@proskauer.com<></ajacobs.<></awilliams@proskauer.com></snehal@tcifund.com>	marc.weingarten@srz.com; MariaGabriela.Bianchini@srz .com	Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </snehal@tcifund.com>	
FROM	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Weingarten, Marc <marc.weingarten@srz.co m=""> Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></marc.weingarten@srz.co>
DATE	9/4/2007	9/5/2007	9/5/2007	9/5/2007	9/5/2007	 9/5/2007	9/5/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	Email with attachment	Email	Email	Email Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1560	1561	1562	1563	1564	1565	

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BASIS FOR PRIVILEGE	ΛΝ						ΝΡ		٩٨	
B/P	AC/WP	AC	AC	AC AC	AC	AC	AC/WP	AC	AC/WP	AC
DESCRIPTION	Email and attachments re. SEC production.	Inquiry re. 13D Filing.	Email re. SEC update.	Inquiry re. 13D Filing.	Inquiry re. 13D Filing.	Inquiry re. 13D Filing.	Email and attachments re. SEC production.	Email re. small-rate cases.	Internal discussion of counsel's advice and attachments re. SEC production.	Email and attachments re. railroad legislation and news clippings.
၁၁	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 		AWilliams@proskauer.com Inquiry re. 13D Filing.	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	AWilliams@proskauer.com Inquiry re. 13D Filing.	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Tryon, Ahren <atryon@llgm.com></atryon@llgm.com></snehal@tcifund.com>		Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
10	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin Snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	nas V. Rishi Sunak oskauer.com <rishi@tcifund.com></rishi@tcifund.com>	AJacobs@proskauer.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	AJacobs@proskauer.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Elovitz, Marc <marc. elovitz@srz.com="">; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></marc.>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Elovitz, Marc <marc.elovitz@srz.com></marc.elovitz@srz.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com< td=""><td>Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ </td><td>McBride, Michael F. <mfmcbrid@ligm.com></mfmcbrid@ligm.com></td><td>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></td><td>Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co </td></ajacobs@proskauer.com<>	Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	McBride, Michael F. <mfmcbrid@ligm.com></mfmcbrid@ligm.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 
DATE	9/5/2007	9/5/2007	9/5/2007	9/5/2007	9/5/2007	9/5/2007	9/6/2007	9/6/2007	9/6/2007	9/6/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email	Email	Email with attachment	Email	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1568	1569	1570	1571	1572	1573	1574	1575	1576	1577

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC/WP	AC
DESCRIPTION	Email and attachments re. railroad legislation and news clippings.	Email re. attorney referral.	Email re. small-rate cases.	Email re. master confirmations.	Email re. groups.	Email re. groups.	Email re. consulting agreements.	Email and attachments re. railroad legislation and news clippings.
၁၁	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ </rishi@tcifund.com>	Snehal Amin Snehal@tcifund.com>; Tryon, Ahren <atryon@llgm.com></atryon@llgm.com>		Rishi@tcifund.com>		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
ТО	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Sydnie Beckman <sydnie@tcifund.com></sydnie@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rosewater, David <david.rosewater@srz.com &gt;; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </david.rosewater@srz.com </snehal@tcifund.com>	AJacobs@proskauer.com	James Hawks <james@tcifund.com>; Matthew King <matt@tcifund.com></matt@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	McBride, Michael F. <mfmcbrid@ligm.com></mfmcbrid@ligm.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 
DATE	9/6/2007	9/6/2007	9/6/2007	9/6/2007	9/6/2007	2007/9/6	9/7/2007	9/7/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email	Email	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	TC10932772- TC10932795	TC10932796- TC10933036
NO.	1578	1579	1580	1581	1582	1583	51	52

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC		AC/WP	AC	AC	AC/WP	AC
DESCRIPTION	Internal discussion of counsel's advice re. groups.	Email re. 13D filing.	Email re. small-rate cases.	Email and attachments re. SEC production.	Inquiry re. HSR filing.	Email re. SEC document request.	Email re. SEC document request.	HSR filing standard analysis.	Email re. groups.	Email re. SEC document request.	Email re. consulting agreements.	Email and attachments re. railroad legislation and news clippings.
၁၁		Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Tryon, Ahren <atryon@llgm.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></atryon@llgm.com>						Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 			Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
10	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <a></a> jperrell@proskauer.com>	jingrassia@proskauer.com	Perrell, Jacqueline <a><a></a>jperrell@proskauer.com&gt;</a>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	d Snehal Amin oskauer.com <snehal@tcifund.com></snehal@tcifund.com>	Perrell, Jacqueline <a><a><a><a><a><a><a><a><a><a><a><a><a>&lt;</a></a></a></a></a></a></a></a></a></a></a></a></a>	Dwain Davis <dwain@tcifund.com></dwain@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com="">; &gt; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></ajacobs@proskauer.com>	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	<mo:< td=""><td>Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co </td><td>Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com </td><td>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></td><td>James Hawks <james@tcifund.com></james@tcifund.com></td><td>8.</td></mo:<>	Ingrassia, John <jingrassia@proskauer.co m&gt;</jingrassia@proskauer.co 	Jacobs, Arnold <ajacobs@proskauer.com &gt;</ajacobs@proskauer.com 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	8.
DATE	9/7/2007	9/7/2007	9/7/2007	9/7/2007	9/7/2007	9/7/2007	9/7/2007	9/7/2007	9/7/2007	9/7/2007	9/10/2007	9/10/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email	Email	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	TCI0933037- TCI0933061	Withheld
NO.	1584	1585	1586	1587	1588	1589	1590	1591	1592	1593	53	1594

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	O	AC	AC	AC/WP	AC	AC	AC
DESCRIPTION	Email and attachments re. railroad AC legislation and news clippings.	Email and attachments re. railroad A legislation and news clippings.	Email re. CSX NDA.	Email and attachment re. letter to ASEC	Email re. SEC document request. A	Email re. SEC document request. A	Email re. SEC document request A
၁၁	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 		Rebecca Lock <rlock@tcifund.com>; Eva Kauerova <eva@tcifund.com></eva@tcifund.com></rlock@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;; Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com </awilliams@proskauer.co 	Williams, Allan <awilliams@proskauer.co m&gt;; Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com </awilliams@proskauer.co 	Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com></tsjoblom@proskauer.com>	
ТО	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	LibraryRequests Bianchini, Maria Gabriela <libraryrequests@srz.com <mariagabriela.bianchini@s< td=""><td>James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></james@tcifund.com></td><td>marc.elovitz@srz.com; Williams, Allan MariaGabriela. Bianchini@srz &lt;4Williams@proskauer.co .com; Rishi Sunak m&gt;; Sjoblom, Thomas V. <rishi@tcifund.com>; <tsjoblom@proskauer.com amin<="" snehal="" td=""><td>Perrell, Jacqueline <pre></pre></td><td>Rishi@toifund.com&gt;</td><td>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></td></tsjoblom@proskauer.com></rishi@tcifund.com></td></libraryrequests@srz.com <mariagabriela.bianchini@s<>	James Hawks <james@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></james@tcifund.com>	marc.elovitz@srz.com; Williams, Allan MariaGabriela. Bianchini@srz <4Williams@proskauer.co .com; Rishi Sunak m>; Sjoblom, Thomas V. <rishi@tcifund.com>; <tsjoblom@proskauer.com amin<="" snehal="" td=""><td>Perrell, Jacqueline <pre></pre></td><td>Rishi@toifund.com&gt;</td><td>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></td></tsjoblom@proskauer.com></rishi@tcifund.com>	Perrell, Jacqueline <pre></pre>	Rishi@toifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 	LibraryRequests <libraryrequests@srz.com &gt;</libraryrequests@srz.com 	Dwain Davis <dwain@tcifund.com></dwain@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Irving, Wanda Rishi Sunak <wirving@proskauer.com> <rishi@tcifund.com></rishi@tcifund.com></wirving@proskauer.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>
DATE	9/10/2007	9/10/2007	9/10/2007	9/10/2007	9/10/2007	9/10/2007	9/10/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email	Email with attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1595	1596	1597	1598	1599	1600	1601

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC/WP	AC	AC/WP	AC	AC	AC	AC	AC
DESCRIPTION	Email re. SEC document request	Email re. SEC document request	Email re. SEC document request	Email and attachment re. letter to SEC	Email and attachments re. railroad legislation and news clippings.	Email and attachment re. letter to SEC	Email re. SEC document request	Email re. SEC document request	Email re. SEC document request	Email re. SEC document request	Attorney client communication re: draft comments
၁၁			Perrell, Jacqueline <pre>cjperrell@proskauer.com&gt;; Hanks, Jonathan D.</pre> <pre>cjhanks@proskauer.com&gt;</pre>	James Hawks <james@tcifund.com></james@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>				Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	
01	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	jperrell@proskauer.com	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>
DATE	9/10/2007	9/10/2007	9/10/2007	9/11/2007	9/11/2007	9/11/2007	9/11/2007	9/11/2007	9/11/2007	9/11/2007	9/11/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment	Email with attachment	Email with attachment	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	TCI0933062- TCI0933068	TC10933069- TC10933285	TC10933286- TC10933292	Withheld	Withheld	Withheld	Withheld	Withheld
ON	1602	1603	1604	. 24	. 22	. 99	1605	1606	1607	1608	1609

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	ACWP	AC/WP	AC/WP	AC
DESCRIPTION	Email and attachments re. railroad legislation and news clippings.	Email and attachment re. letter to SEC	Email and attachment re. letter to SEC	Email and attachment re. letter to ASEC	Email and attachment re. letter to SEC	Email re. attorney conflict.
၁၁	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 		Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	
ТО	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com>;  Snehal Amin  <snehal@tcifund.com>;  MariaGabriela.Bianchini@srz  .com; marc.eloviz@srz.com;  Williams, Allan  <awilliams@proskauer.com>; James Hawks  <james@tcifund.com></james@tcifund.com></awilliams@proskauer.com></snehal@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Williams, Allan <awilliams@proskauer.com< th=""><th>Snehal Amin «Snehal@tcifund.com»; James Hawks «James@tcifund.com»</th><th>Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com></th><th>marc.weingarten@srz.com; MariaGabriela.Bianchini@srz .com</th></awilliams@proskauer.com<></rishi@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; James Hawks «James@tcifund.com»	Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com>	marc.weingarten@srz.com; MariaGabriela.Bianchini@srz .com
FROM	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 	Perrell.@proskauer.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	9/12/2007	9/12/2007	9/12/2007	9/12/2007	9/12/2007	9/12/2007
TYPE OF DOCUMENT	Email with attachment	attachment	Email with attachment	Email with attachment	Email with attachment	Email
BATES NO.	TC10933305- TC10933484	TCI0933485-	TCI0933494- TCI0933502	TCI0933503- TCI0933511	TC10933512- TC10933519	Withheld
NO.	22	58	59	09	61	1610

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE		WP		WP		MM	WP		WP
В	AC	AC/WP	AC	AC/WP	- AC	AC/WP	AC/WP	AC	AC/WP
DESCRIPTION	Email re. attorney conflict.	Email and attachment re. letter to SEC	Email re. letter to SEC.	Email and attachment containing attorney-client communications with Proskauer re. letter to SEC	Email and attachments re. railroad legislation and news clippings.	Email and attachment re. letter to SEC	Email and attachment re. letter to SEC	Email re. letter to CSX Board.	Email and attachments re. letter to CSX Board.
၁၁			Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 			Williams, Allan <awilliams@proskauer.co m&gt;; Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com </awilliams@proskauer.co 			
ТО	Snehal Amin <snehal@tcifund.com>; Weingarten, Marc <marc.weingarten@srz.com< td=""><td>Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </td><td>Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></td><td>Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com></td><td>Bianchini, Maria Gabriela </td><td>MariaGabriela.Bianchini@srz.com; marc.weingarten@srz.com</td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td></marc.weingarten@srz.com<></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela	MariaGabriela.Bianchini@srz.com; marc.weingarten@srz.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	James Hawks <james@tcifund.com></james@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	9/12/2007	9/12/2007	9/12/2007	9/13/2007	9/13/2007	9/13/2007	9/13/2007	9/13/2007	9/13/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment	Email with attachment	Email with attachment	Email with attachment	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	TCI0933520- TCI0933528	TCI0933529- TCI0933711	Withheld	Withheld	Withheld	Withheld
NO.	1611	1612	1613	62	63	1614	1615	1616	1617

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE								
BAS	AC/WP	AC	AC	AC/WP	AC	AC/WP	AC/WP	AC
DESCRIPTION	Email and attachments re. letter to CSX Board.	Email and attachment re. CSX analyst meeting.	Email and attachments re. railroad legislation and news clippings.	Email and attachment containing communications with Proskauer reletter to SEC	Email re. letter to CSX Board.	Email and attachment re. letter to SEC	Email and attachment re. letter to SEC	Email re. special meetings.
၁၁			Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 			Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com></rishi@tcifund.com></snehal@tcifund.com>		
10	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Rishi Sunak Bianchini, Maria Gabriela crishi@tcifund.com>; Snehal capariaGabriela.Bianchini@Amin csnehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Perrell, Jacqueline <pre>cjperrell@proskauer.com&gt;</pre>	Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Weingarten, Marc <mariagabriela.bianchini@ <marc.weingarten@srz.com="">; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.bianchini@>
FROM	Bianchini, Maria Gabriela   Snehal Amin   SMariaGabriela.Bianchini@   Snehal@tcifund.com   srz.com	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Mssnehal@tcifund.com">Srz.com</a> <a href="Msshi@tcifund.com">Rishi@tcifund.com</a> <a href="Msshi@tcifund.com">Rishi@tcifund.com</a>	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	James Hawks <james@toifund.com></james@toifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	9/13/2007	9/14/2007	9/14/2007	9/14/2007	9/14/2007	9/14/2007	9/14/2007	9/14/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	Email with attachment	Email	Email with attachment	Email with attachment	Email
BATES NO.	Withheld	TC10933722- TC10933759	TC10933760- TC10934066	TCI0934067- TCI0934127	Withheld	Withheld	Withheld	Withheld
NO.	1618	64	65	99	1619	1620	1621	1622

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

FOR										
BASIS FOR PRIVILEGE	AC	WP	WP	WP	AC	AC/WP	AC/WP	AC	AC	AC/WP
DESCRIPTION	Email re. special meetings.	SRZ markup of letter to CSX Board. WP	Letter to SEC.	Letter to SEC.	Internal discussion on counsel's advice re. special meetings.	Email and attachments of attorney's AC/WP draft letter to CSX Board.	Email and attachments of attorney's AC/WP draft letter to CSX Board.	Email and attachments re. railroad legislation and news clippings.	Email re. CSX bylaws.	Email and attachment of attomey's AC/WP draft letter to CSX Board.
သ		Oscar Munoz, Ellen Fitzsimmons						Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	
01	Weingarten, Marc Bianchini, Maria Gabriela <marc.weingarten@srz.co< td=""> <mariagabriela.bianchini@s< td="">   m&gt; rz.com&gt;; Snehal Amin   <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.bianchini@s<></marc.weingarten@srz.co<>	CSX Board of Directors	Paul W. Ryan	Paul W. Ryan	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	snehal.amin@gmail.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	marc.weingarten@srz.com; david.rosewater@srz.com; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Snehal Amin	Thomas A. Sjoblom, Proskauer Rose	Thomas A. Sjoblom, Proskauer Rose	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	9/14/2007	9/14/2007	9/14/2007	9/14/2007	9/15/2007	9/15/2007	9/16/2007	9/17/2007	9/17/2007	9/17/2007
TYPE OF DOCUMENT	Email	Draft Letter	Letter	Letter	Email	Email with attachment	Email with attachment	Email with attachment	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	TCI0934131- TCI0934429	Withheld	Withheld
NO.	1623	1624	1625	1626	1627	1628	1629	. 29	1630	1631

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC/WP
DESCRIPTION	Email and attachments re. railroad   A legislation and news clippings.	Email re. letter to CSX Board.	Email re. letter to CSX Board.	Email re. letter to CSX Board.	Email re. CSX bylaws.	Email re. letter to CSX Board.	Email and attachments re. railroad   A legislation and news clippings.	Forwarded counsel's draft letter to ACSX Board.
၁၁	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi@tcifund.com>	Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>		Rosewater, David <david.rosewater@srz.co m="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></david.rosewater@srz.co>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	
ТО	Rishi Sunak Rishi@tcifund.com>; Snehal <mariagabriela.bianchini@ <snehal@tcifund.com="" amin=""></mariagabriela.bianchini@>	MariaGabriela.Bianchini@srz Rishi Sunak .com;  -Rishi@tcift marc.weingarten@srz.com	Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </snehal@tcifund.com>	marc.weingarten@srz.com; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	ishi om>	Snehal Amin snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Snehal.amin@gmail.com</snehal@tcifund.com>
FROM	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Weingarten, Marc Snehal Amin <marc. td="" weingarten@srz.co<=""> <snehal@tcifund.com>;   m&gt; <chris <="" hohn="" td=""> <chris@tcifund.com>; R   Sunak <rishi@tcifund.co< td=""></rishi@tcifund.co<></chris@tcifund.com></chris></snehal@tcifund.com></marc.>	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	9/18/2007	9/18/2007	9/18/2007	9/18/2007	9/18/2007	9/18/2007	9/19/2007	9/19/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email	Email	Email with attachment	Email with attachment
BATES NO.	TC10934458- TC10934678	Withheld	Withheld	Withheld	Withheld	Withheld	TC10934689- TC10934896	TCI0934897- TCI0934908
NO.	89	1636	1637	1638	1639	1640	69	70

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. letter to CSX Board. A	Email re. CSX NDA.	Email re. press coverage.	Email and attachments re. railroad A legislation and news clippings.	Email and attachments re. railroad A legislation and news clippings.	Email re. press coverage.	Email re. press coverage.	Email re. press coverage.
23		Eva Kauerova <eva@tcifund.com>; Rebecca Lock <pre><pre><pre><pre><pre><pre><pre><pre></pre></pre></pre></pre></pre></pre></pre></pre></eva@tcifund.com>	Matthew Triaca dMatthew. Triaca@harbourg rp.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	ourgr	Matthew.Triaca@harbourgr p.com	Matthew Triaca <a href="mailto:riaca@harbourg">riaca@harbourg</a> <a href="mailto:riaca@harbourg">riaca@harbourg</a> <a href="mailto:riaca@harbourg">riaca@harbourg</a> <a href="mailto:riaca@harbourg">riaca@harbourg</a>
01	Richard Mintz <richard.mintz@harbourgrp. com&gt;; Maria Bianchini <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </richard.mintz@harbourgrp. 	Eileen Moran <eileen@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></eileen@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Maria Bianchini «MariaGabriela.Bianchini@s rz.com»	Snehal Amin snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Richard.Mintz@harbourgrp.c Matthew.Triaca@harbourgr om; MariaGabriela.Bianchini@srz <rishi@tcifund.com></rishi@tcifund.com>	Richard.Mintz@harbourgrp.c Matthew.Triaca@harbourgr om; MariaGabriela.Bianchini@srz .com	@srz
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Dwain Davis <dwain@tcifund.com></dwain@tcifund.com>	Richard Mintz <richard.mintz@harbourgr p.com&gt;</richard.mintz@harbourgr 	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Richard Mintz Snehal Amin <richard.mintz@harbourgr <snehal@tcifund.com="">, p.com&gt; .com .com</richard.mintz@harbourgr>
DATE	9/19/2007	9/19/2007	9/19/2007	9/20/2007	9/20/2007	9/20/2007	9/20/2007	9/20/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email with attachment	Email with attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	TCI0934911- TCI0935116	TCI0935117- TCI0935152	TCI0935153- TCI0935156	Withheld	Withheld
NO.	1641	1642	1643	1.2	72	73	1644	1645

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC/WP	AC	AC/WP	AC/WP	AC
DESCRIPTION	Email and attachment re. DuPont Iltigation.	Email and attachment re. DuPont litigation.	d attachment re. DuPont	Email and attachments re. CSX oorporate governance.	Email re. press coverage.	Engagement Letter	Memo re. CSX governance.	ailroad ys.
၁၁	Tryon, Ahren <atryon@llgm.com></atryon@llgm.com>			Weingarten, Marc <marc. m="" weingarten@srz.co="">; Bianchini, Maria Gabriela <mariagabriela. bianchini@="" srz.com="">; Tomasetti, Nicholas. <nicholas. om="" tomasetti@srz.c="">; Long, Alexis <alexis. long@srz.com=""></alexis.></nicholas.></mariagabriela.></marc.>	Matthew Triaca <matthew.triaca@harbourg rp.com="">; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></matthew.triaca@harbourg>	Richard Marcus <richard.marcus@harbour grp.com&gt;; Matthew Triaca <matthew.triaca@harbourg rp.com&gt;</matthew.triaca@harbourg </richard.marcus@harbour 		Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
ТО	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	MFMCBRID@llgm.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin Snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	@srz	@srz		Rishi Sunak  Rishi@tcifund.com>; Snehal <mariagabriela.bianchini@ <snehal@tcifund.com="" amin=""> srz.com&gt;</mariagabriela.bianchini@>
FROM	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>	Rosewater, David <david.rosewater@srz.co m=""></david.rosewater@srz.co>	Richard Mintz Snehal Amin <richard.mintz@harbourgr <snehal@tcifund.com="">, p.com&gt; MariaGabriela.Bianchini .com</richard.mintz@harbourgr>	Richard Mintz Snehal Amin <richard <snehal@tcifund.com="" mintz@harbourgr="">; p.com&gt; com</richard>		Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 
DATE	9/20/2007	9/20/2007	9/20/2007	9/20/2007	9/20/2007	9/20/2007	9/20/2007	9/21/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email with attachment	Email	Email	Draft Memo	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1646	1647	1648	1649	1650	1651	1652	

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BASIS FOR PRIVILEGE	AC	AC AC	AC	AC	AC	AC
DESCRIPTION	Email and attachments re. railroad legislation and news clippings.	Email and attachments re, railroad legislation and news clippings.	Email and attachments re. railroad legislation and news clippings.	Email and attachments re. railroad legislation and news clippings.	Email and attachments re. railroad legislation and news clippings.	Email and attachments re. railroad legislation and news clippings.
၁၁	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 					
10	Rishi Sunak Bianchini, Maria Gabriela <rishi@tcifund.com>; Snehal  Amin <snehal@tcifund.com> srz.com&gt;</snehal@tcifund.com></rishi@tcifund.com>	LibraryRequests Bianchini, Maria Gabriela <libraryrequests@srz.com <br="" <mariagabriela.bianchini@s=""></libraryrequests@srz.com> <licom>; Lateef, Muhsinah   <muhsinah.lateef@srz.com>  </muhsinah.lateef@srz.com></licom>	LibraryRequests Bianchini, Maria Gabriela <libraryrequests@srz.com <mariagabriela.bianchini@s< td=""><td>LibraryRequests Bianchini, Maria Gabriela   <libraryrequests@srz.com <mariagabriela.bianchini@s< td=""><td>LibraryRequests  <ul> <li>LibraryRequests@srz.com</li> <li>Muhsinah</li> <li>Muhsinah</li> <li>Muhsinah</li> </ul> </td><td>LibraryRequests Bianchini, Maria Gabriela <libraryrequests@srz.com <mariagabriela.bianchini@s &gt; rz.com&gt;; Lateef, Muhsinah <muhsinah.lateef@srz.com &gt;</muhsinah.lateef@srz.com </libraryrequests@srz.com <mariagabriela.bianchini@s </td></libraryrequests@srz.com <mariagabriela.bianchini@s<></td></libraryrequests@srz.com <mariagabriela.bianchini@s<>	LibraryRequests Bianchini, Maria Gabriela <libraryrequests@srz.com <mariagabriela.bianchini@s< td=""><td>LibraryRequests  <ul> <li>LibraryRequests@srz.com</li> <li>Muhsinah</li> <li>Muhsinah</li> <li>Muhsinah</li> </ul> </td><td>LibraryRequests Bianchini, Maria Gabriela <libraryrequests@srz.com <mariagabriela.bianchini@s &gt; rz.com&gt;; Lateef, Muhsinah <muhsinah.lateef@srz.com &gt;</muhsinah.lateef@srz.com </libraryrequests@srz.com <mariagabriela.bianchini@s </td></libraryrequests@srz.com <mariagabriela.bianchini@s<>	LibraryRequests <ul> <li>LibraryRequests@srz.com</li> <li>Muhsinah</li> <li>Muhsinah</li> <li>Muhsinah</li> </ul>	LibraryRequests Bianchini, Maria Gabriela <libraryrequests@srz.com <mariagabriela.bianchini@s &gt; rz.com&gt;; Lateef, Muhsinah <muhsinah.lateef@srz.com &gt;</muhsinah.lateef@srz.com </libraryrequests@srz.com <mariagabriela.bianchini@s 
FROM	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 	LibraryRequests <libraryrequests@srz.com &gt;</libraryrequests@srz.com 	LibraryRequests <libraryrequests@srz.com &gt;</libraryrequests@srz.com 	LibraryRequests <libraryrequests@srz.com &gt;</libraryrequests@srz.com 	LibraryRequests <libraryrequests@srz.com &gt;</libraryrequests@srz.com 	LibraryRequests <libraryrequests@srz.com &gt;</libraryrequests@srz.com 
DATE	9/21/2007	9/21/2007	9/21/2007	9/21/2007	9/21/2007	9/21/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1654	1655	1656	1657	1658	1659

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC	AC/WP
DESCRIPTION	Email and attachments re. railroad legislation and news clippings.	Email and attachment re. STB.	Email and attachment re. STB.	Email re. STB.	Email re. STB.	Email re. STB.	Email re. STB.	Email containing attorney-client communications and attachment re. STB.	Email and attachments re. railroad legislation and news clippings.	Email and attachments re. railroad legislation and news clippings.
၁၁									Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
ОТ	LibraryRequests Bianchini, Maria Gabriela <libraryrequests@srz.com <br="" <mariagabriela.bianchini@s=""></libraryrequests@srz.com> <z.com>; Lateef, Muhsinah <muhsinah <muhsinah.lateef@srz.com=""></muhsinah></z.com>	la Snehal Amin vie@klgates.c <snehal@tcifund.com>; mgb@srz.com</snehal@tcifund.com>	la Snehal Amin vie@klgates.c <snehal@tcifund.com>; mgb@srz.com</snehal@tcifund.com>	MFMCBRID@llgm.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MFMCBRID@llgm.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	LibraryRequests <libraryrequests@srz.com &gt;</libraryrequests@srz.com 	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	McBride, Michael F. <mfmcbrid@llgm.com></mfmcbrid@llgm.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Lateef, Muhsinah <muhsinah. lateef@srz.co<br="">m&gt;</muhsinah.>	Lateef, Muhsinah <muhsinah. lateef@srz.co<br="">m&gt;</muhsinah.>
DATE	9/21/2007	9/21/2007	9/21/2007	9/21/2007	9/21/2007	9/21/2007	9/21/2007	9/23/2007	9/24/2007	9/24/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	Email	Email	Email	Email	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
ON	1660	1661	1662	1663	1664	1665	1666	1667	1668	1669

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	ACWP	AC
DESCRIPTION	Email and attachment re. STB.	Email re. letter to CSX Board.	Email re. letter to CSX Board and media report.	Email re. letter to CSX Board and media report.	Email re. CSX Board letter.	Email containing attorney-client communication re. press release and letter to CSX Board.	Email containing attorney-client communication re. press release, Bear Stearns speech, and letter to CSX Board.	Email containing attorney-client communication re. letter to CSX Board.	Email and attachment containing attorney-client communication repress release, Bear Stearns speech, and letter to CSX Board.	Email containing attorney-client communication re. letter to CSX Board.
၁၁		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Matthew.Triaca@harbourgr p.com		Matthew Triaca <matthew.triaca@harbourg rp.com&gt;</matthew.triaca@harbourg 					
ТО	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Pamela.Garvie@klgates.com Snehal Amin cSnehal@kti	Richard.Mintz@harbourgrp.c Matthew.Triaca@harbourgr om	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin Matthew Snehal@tcifund.com>; <matthe mariagabriela.bianchini@srz="" rp.com="">.com</matthe>	Richard.Mintz@harbourgrp.c om	Richard.Mintz@harbourgrp.c om; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>	Snehal Amin Snehal@tcifund.com>; Richard.Mintz@harbourgrp.c	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Richard Mintz Snehal Amin <richard.mintz@harbourgr <snehal@tcifund.com=""></richard.mintz@harbourgr>	Richard Mintz <richard.mintz@harbourgr <snehal@tcifund.com="">;  p.com&gt; com&gt;</richard.mintz@harbourgr>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
DATE	9/24/2007	9/24/2007	9/24/2007	9/24/2007	9/24/2007	9/24/2007	9/24/2007	9/24/2007	9/24/2007	9/24/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email	Email	Email	Email	Email	Email	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1670	1671	1672	1673	1674	1675	1676	1677	1678	1679

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

NO.	BATES NO.	TYPE OF DOCUMENT	DATE	FROM	ТО	၁၁	DESCRIPTION	BASIS FOR PRIVILEGE
1680	Withheld	Email	9/24/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Richard.Mintz@harbourgrp.c Matthew.Triaca@harbourgrom; p.com; Rishi Sunak MariaGabriela.Bianchini@srz <rishi@tcifund.com> .com</rishi@tcifund.com>		Email containing attorney-client communication re. letter to CSX Board.	AC
1681	Withheld	Email	9/24/2007	Richard Mintz <richard.mintz@harbourgr <snehal@tcifund.com="">; p.com&gt; .com .com</richard.mintz@harbourgr>	@srz	Matthew Triaca <matthew. com="" rp.="" triaca@harbourg="">; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></matthew.>	Email re. letter to CSX Board.	AC
1682	Withheld	attachment attachment	9/24/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn  -Chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; marc.weingarten@srz.com; David.Rosewater@srz.com; MariaGabriela.Bianchini@srz.com; pamela.garvie@klgates.com; Richard.Mintz@harbourgrp.com; Matthew.Triaca@harbourgrp.com; swhitehorn@mcbeestrategic.com; Rchamberlin@mcbeestrategic.com;</rishi@tcifund.com>		Email and attachment re. Letter to CSX Board.	ACMP
1683	Withheld	Email	9/24/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Richard.Mintz@harbourgrp.c Matthew.Triaca@harbourgr Email re. letter to CSX Board.om; p.com; Rishi Sunak MariaGabriela.Bianchini@srz <rishi@tcifund.com></rishi@tcifund.com>	Matthew.Triaca@harbourgr p.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Email re. letter to CSX Board.	AC

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BATES NO.	D. TYPE OF DOCUMENT	DATE	FROM	ТО	cc	DESCRIPTION	BASIS FOR PRIVILEGE
Withheld	Email	9/24/2007	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	ia Gabriela   Snehal Amin   Matthew.Triaca@hart  a.Bianchini@   Snehal@tcifund.com>;   p.com; Rishi Sunak   Richard.Mintz@harbourgrp.c   <rishi@tcifund.com>   om  </rishi@tcifund.com>	Matthew.Triaca@harbourgr p.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Matthew.Triaca@harbourgr   Email re. letter to CSX Board. p.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	AC
Withheld	Email	9/24/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com		Email re. letter to CSX Board.	AC
Withheld	Email	9/24/2007	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Sjoblom, Thomas V. Snehal Amin <tsjoblom@proskauer.com>; <snehal@tcifund.com>; Perrell, Jacqueline James Hawks <pre></pre></snehal@tcifund.com></tsjoblom@proskauer.com>	Snehal Amin Snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com>	Email re. SEC document request.	AC
Withheld	Email	9/24/2007	Perrell, Jacqueline Rishi Sunak <jperrell@proskauer.com> <rishi@tcifund.com></rishi@tcifund.com></jperrell@proskauer.com>		Snehal Amin <snehal@tcifund.com>;  James Hawks  <james@tcifund.com>;  Sjoblom, Thomas V.  <tsjoblom@proskauer.com>; Williams, Allan <awilliams@proskauer.co m=""></awilliams@proskauer.co></tsjoblom@proskauer.com></james@tcifund.com></snehal@tcifund.com>	Email re. SEC document request.	AC
TC10962175 - TC10962180	- Email with attachment	9/25/2007	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Email and attachment containing attorney-client communication re. proposed CSX website.	AC/WP
Withheld	Email	9/25/2007	Richard Mintz <richard.mintz@harbourgr p.com&gt;</richard.mintz@harbourgr 	Richard Mintz Bianchini, Maria Gabriela Matthew Triaca <richard.mintz@harbourgr <mariagabriela.bianchini@s="" <matthew.triaca@harbourg="" rz.com="">; Snehal Amin rp.com&gt;; Rishi Sunak  <snehal@tcifund.com></snehal@tcifund.com></richard.mintz@harbourgr>	Matthew Triaca <matthew.triaca@harbourg rp.com="">; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></matthew.triaca@harbourg>	Email re. letter to CSX Board.	AC

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	ACMP	S/WP	0	0
DESCRIPTION	Email and attachment re. Letter to ACCSX Board.	Email and attachment re. proposed AC/WP CSX website.	Email re. proposed CSX website. AC	Email re. proposed CSX website. AC
၁၁		Richard Mintz <richard.mintz@harbourgr p.com="">; mgb@srz.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></richard.mintz@harbourgr>	Richard Mintz <richard.mintz@harbourgr p.com&gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></richard.mintz@harbourgr 	Richard Mintz <richard.mintz@harbourgr p.com&gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></richard.mintz@harbourgr 
ТО	Snehal Amin  (@harbourgr <snehal@tcifund.com>; Chris Hohn</snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Matthew Triaca	Matthew Triaca         Bianchini, Maria Gabriela         Richard Mintz <matthew.triaca@harbour< td=""> <mariagabriela.bianchini@s< td=""> <richard.mintz@harbourg< td="">           grp.com&gt;         p.com&gt;; Rishi Sunak           <snehal@tcifund.com> <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></richard.mintz@harbourg<></mariagabriela.bianchini@s<></matthew.triaca@harbour<>
FROM	Richard Mintz <richard-mintz@harbourgr p.com&gt;</richard-mintz@harbourgr 	Matthew Triaca Snehal Amin <matthew.triaca@harbour <snehal@tcifund.com=""></matthew.triaca@harbour>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Matthew Triaca <matthew.triaca@harbour grp.com&gt;</matthew.triaca@harbour 
DATE	9/25/2007	9/25/2007	9/25/2007	9/25/2007
TYPE OF DOCUMENT	attachment attachment	Email with attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	1689	1690	1691	1692

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC	AC	AC	AC	AC/WP	AC/WP
DESCRIPTION	Email re. letter to Oberstar.	Email and attachment containing attorney-client communication reletter to CSX Board.	Email containing attorney-client communication re. letter to Oberstar.	Email containing attorney-client communication re. letter to Oberstar.	Email containing attorney-client communication re. letter to Oberstar.	Email containing attorney-client communication re. letter to Oberstar.		Email and attachment containing attorney-client communication re. letter to CSX Board.
၁၁							Richard Mintz <richard.mintz@harbourgr p.com&gt;</richard.mintz@harbourgr 	
10	Rishi Sunak <rishi@tcifund.com>;  MariaGabriela.Bianchini@srz .com;  pamela.garvie@klgates.com; Richard.Mintz@harbourgrp.com;  Matthew.Triaca@harbourgrp .com;  swhitehorn@mcbeestrategic.com;  Rchamberlin@mcbeestrategic.com;</rishi@tcifund.com>	Matthew Triaca <a href="Matthew">Matthew</a> . Triaca@harbourgr p.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Matthew Triaca <matthew.triaca@harbour grp.com&gt;</matthew.triaca@harbour 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	9/25/2007	9/25/2007	9/25/2007	9/25/2007	9/25/2007	9/25/2007	9/25/2007	9/25/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email	Email	Email	Email	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1700	1701	1702	1703	1704	1705	1706	1707

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

OR				
BASIS FOR PRIVILEGE	AC	AC	AC	AC
DESCRIPTION	Discussions re. website proposal.	iscussions around	Matthew Triaca Richard Mintz Email containing attorney-client <matthew. <richard.mintz@harbourgr="" board.<="" communication="" letter="" p="" re.="" to="" triaca@harbourgr="">  p.com&gt;; Snehal Amin p.com&gt; <snehal@tcifund.com></snehal@tcifund.com></matthew.>	Email containing attorney-client communication re. letter to Board.
၁၁	Richard Mintz <richard.mintz@harbourgr p.com&gt;; mgb@srz.com</richard.mintz@harbourgr 	Richard Mintz <richard.mintz@harbourgr p.com&gt;; mgb@srz.com</richard.mintz@harbourgr 	Richard Mintz <richard.mintz@harbourgr p.com&gt;</richard.mintz@harbourgr 	
01	Matthew Triaca Richard Mintz <matthew. td="" triaca@harbourgr<=""> <richard.mintz@harbourgr< td="">   p.com&gt;; Snehal Amin p.com&gt;; mgb@srz.com   <snehal@tcifund.com></snehal@tcifund.com></richard.mintz@harbourgr<></matthew.>	Matthew Triaca Richard Mintz Email chain re. di com>; Snehal Amin p.com>; mgb@srz.com   P.com>   P.com	Matthew Triaca <matthew.triaca@harbourgr p.com="">; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></matthew.triaca@harbourgr>	Richard Mintz - Richard Mintz@harbourgrp. com>; Snehal Amin - Snehal@tcifund.com>; Chris Hohn - Chris@tcifund.com>; Rosewater, David - Lavid Rosewater@srz.com >; Bianchini, Maria Gabriela - Rishi@tcifund.com>; pamela.garvie@klgates.com; Matthew Triaca - Matthew Triaca - Swhitehorn@mcbeestrategic. com; Com; Com;
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.com></marc.weingarten@srz.com>
DATE	9/25/2007	9/25/2007	9/26/2007	9/26/2007
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	1708	1709	1710	1711

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC
DESCRIPTION	Email and attachment containing attorney-client communication re. letter to CSX Board.	Email containing attorney-client communication re. letter to Board.
၁၁		
ТО	Sam Whitehorn <pre></pre>	Snehal Amin -Snehal@tcifund.com>; Rishi Sunak -Rishi@tcifund.com>
FROM	Sam Whitehorn@mcbeestrate gic.com>	Garvie, Pamela Snehal Amin cpamela.garvie@klgates.c <snehal@tcifund.com>; om&gt; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
DATE	9/26/2007	9/26/2007
TYPE OF DOCUMENT	Email with attachment	Email
BATES NO.	Withheld	Withheld
NO.	1712	1713

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC/WP	AC/WP
DESCRIPTION	Email containing attorney-client communication re. letter to Board.	Email and attachment containing attorney-client communication re.	Email and attachment containing attorney-client communication re. letter to CSX Board.	Email and attachment containing attorney-client communication re. letter to CSX Board.
၁၁				
ТО	swhitehorn@mcbeestrategic. com; marc.weingarten@srz.com; Richard.Mintz@harbourgrp.c om; Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; David.Rosewater@srz.com; MariaGabriela.Bianchini@srz.com; pamela.garvie@klgates.com; pamela.garvie@klgates.com; Matthew.Triaca@harbourgrp.com; Com;</rishi@tcifund.com></chris@tcifund.com>	MariaGabriela.Bianchini@srz .com	MariaGabriela.Bianchini@srz .com	MariaGabriela.Bianchini@srz .com
FROM	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	9/26/2007	9/26/2007	9/26/2007	9/26/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	1714	1715	1716	1717

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC/WP
DESCRIPTION	Email and attachment containing attorney-client communication re. letter to CSX Board.	Email containing attorney-client communication re. letter to Board.	Email and attachment re. public relations.
၁၁			Richard Mintz <richard.mintz@harbourgr p.com="">; Seth Horwitz <seth.horwitz@harbourgrp.< th=""></seth.horwitz@harbourgrp.<></richard.mintz@harbourgr>
ОТ	Sam Whitehorn  -swhitehorn@mcbeestrategi c.com>; Weingarten, Marc  -Marc.Weingarten@srz.com >; Richard Mintz  -Richard Mintz -Richard Mintz  -Richard Mintz  -Richard Mintz  -Richard Mintz  -Chris Hohn  -Chris Hohn  -Chris Gtifund.com>; Chris Gtifund.com>; Chris Gtifund.com>; Sunak -Rishi@toffund.com>; Rosewater, David -David. Rosewater@srz.com >; Bianchini, Maria Gabriela	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; mgb@srz.com</rishi@tcifund.com></snehal@tcifund.com>
FROM	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Richard Mintz <richard.mintz@harbourgr <snehal@tcifund.com=""> p.com&gt;</richard.mintz@harbourgr>	Matthew Triaca <pre></pre>
DATE	9/26/2007	9/26/2007	9/26/2007
TYPE OF DOCUMENT	attachment attachment	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld
NO.	1718	1719	1720

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR	PRIVILEGE	AC/WP																				
DESCRIPTION		Email and attachment containing	attorney-client communication re.	letter to CSX Board.																		
သ																						
01		Chris Hohn	<chris@tcifund.com>;</chris@tcifund.com>	Snehal Amin	<snehal@tcifund.com>;</snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com>;</rishi@tcifund.com>	Weingarten, Marc	<marc.weingarten@srz.com< th=""><th>&gt;; Rosewater, David</th><th><david.rosewater@srz.com< th=""><th>&gt;; Garvie, Pamela</th><th>&lt;</th><th>m&gt;; Sam Whitehorn</th><th><swhitehorn@mcbeestrategi< th=""><th>c.com&gt;; Rob Chamberlin</th><th><rchamberlin@mcbeestrate< th=""><th>gic.com&gt;; Richard Mintz</th><th><richard.mintz@harbourgrp.< th=""><th>com&gt;; Matthew Triaca</th><th><matthew.triaca@harbourgr< th=""><th></th></matthew.triaca@harbourgr<></th></richard.mintz@harbourgrp.<></th></rchamberlin@mcbeestrate<></th></swhitehorn@mcbeestrategi<></th></david.rosewater@srz.com<></th></marc.weingarten@srz.com<>	>; Rosewater, David	<david.rosewater@srz.com< th=""><th>&gt;; Garvie, Pamela</th><th>&lt;</th><th>m&gt;; Sam Whitehorn</th><th><swhitehorn@mcbeestrategi< th=""><th>c.com&gt;; Rob Chamberlin</th><th><rchamberlin@mcbeestrate< th=""><th>gic.com&gt;; Richard Mintz</th><th><richard.mintz@harbourgrp.< th=""><th>com&gt;; Matthew Triaca</th><th><matthew.triaca@harbourgr< th=""><th></th></matthew.triaca@harbourgr<></th></richard.mintz@harbourgrp.<></th></rchamberlin@mcbeestrate<></th></swhitehorn@mcbeestrategi<></th></david.rosewater@srz.com<>	>; Garvie, Pamela	<	m>; Sam Whitehorn	<swhitehorn@mcbeestrategi< th=""><th>c.com&gt;; Rob Chamberlin</th><th><rchamberlin@mcbeestrate< th=""><th>gic.com&gt;; Richard Mintz</th><th><richard.mintz@harbourgrp.< th=""><th>com&gt;; Matthew Triaca</th><th><matthew.triaca@harbourgr< th=""><th></th></matthew.triaca@harbourgr<></th></richard.mintz@harbourgrp.<></th></rchamberlin@mcbeestrate<></th></swhitehorn@mcbeestrategi<>	c.com>; Rob Chamberlin	<rchamberlin@mcbeestrate< th=""><th>gic.com&gt;; Richard Mintz</th><th><richard.mintz@harbourgrp.< th=""><th>com&gt;; Matthew Triaca</th><th><matthew.triaca@harbourgr< th=""><th></th></matthew.triaca@harbourgr<></th></richard.mintz@harbourgrp.<></th></rchamberlin@mcbeestrate<>	gic.com>; Richard Mintz	<richard.mintz@harbourgrp.< th=""><th>com&gt;; Matthew Triaca</th><th><matthew.triaca@harbourgr< th=""><th></th></matthew.triaca@harbourgr<></th></richard.mintz@harbourgrp.<>	com>; Matthew Triaca	<matthew.triaca@harbourgr< th=""><th></th></matthew.triaca@harbourgr<>	
FROM		Bianchini, Maria Gabriela	<mariagabriela.bianchini@ <chris@tcifund.com=""  ="">;</mariagabriela.bianchini@>	srz.com>																		
DATE		9/26/2007																				
	DOCUMENT	Email with	attachment																			
BATES NO.		Withheld																				
NO.		1721																				

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	WP	AC	AC	AC/WP
DESCRIPTION	Email and attachment containing attorney-client communication re. letter to CSX Board.	Discussions re. engagement contract.	Draft letter to CSX Board.	Email containing attorney-client communication re. letter to CSX	Email containing attorney-client communication re. letter to CSX Board.	Email and attachment containing attorney-client communication re. letter to CSX Board.
၁၁		Richard Marcus <richard.marcus@harbour grp.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></richard.marcus@harbour 				
ТО	lin Bianchini, Maria Gabriela @mcbeestrat           @mcbeestrat          AmariaGabriela.Bianchini@s           rz.com>; Chris Hohn         cchris@tcifund.com>;           Snehal Amin <snehal@tcifund.com>;           Rishi Sunak         <rishi@tcifund.com>;           Rishi Bunak         <rishi@tcifund.com>;           Rishi Quark         Amarc           ARIshi@tcifund.com&gt;;         Weingarten.           Weingarten, Marc         <amarc< td="">           &gt; Rosewater         David           &gt; Garvie, Pamela         <amela< td="">           &gt; Garvie, Pamela         <amela< td="">           &gt; Garvie, Pamela         <amela< td="">           &gt; Sam Whitehorn         <amela< td="">           &lt; com&gt;; Richard Mintz           &lt; com&gt;; Richard Mintz           &lt; com&gt;; Richard Mintz           &lt; com&gt;; Matthew Triaca@harbourgr           &lt; com&gt;           &lt; com&gt;      &lt;</amela<></amela<></amela<></amela<></amarc<></rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Richard Mintz         Bianchini, Maria Gabriela         Richard Marcus         Discussi <richard.mintz@harbourgr< td=""> <mariagabriela.bianchini@s< td=""> <richard.marcus@harbour< td="">         contract.           p.com&gt;           Z.com&gt;; Engvall, David         grp.com&gt;; Snehal Amin         <dengvall@cov.com></dengvall@cov.com></richard.marcus@harbour<></mariagabriela.bianchini@s<></richard.mintz@harbourgr<>	CSX Board of Directors	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Rob Chamberlin <rchamberlin@mcbeestrat egic.com&gt;</rchamberlin@mcbeestrat 	Richard Mintz <richard.mintz@harbourgr p.com&gt;</richard.mintz@harbourgr 	Chris Hohn, Snehal Amin	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
DATE	9/26/2007	9/26/2007	9/26/2007	9/27/2007	9/27/2007	9/27/2007
TYPE OF DOCUMENT	Email with attachment	Email	Draft Letter	Email	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	169- 171	TCI0940472- TCI0940475	Withheld
NO.	1722	1723	1728	121	122	1729

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC/WP	AC	AC	AC
DESCRIPTION	Email and attachments re. railroad legislation and news clippings.	Email re. public relations.	Email re. public relations.	Email re. public relations.	Email re. public relations.		Email and attachment re. public relations.	Email re. public relations.	Email re. public relations.	Draft content for TCI's CSX website.
cc	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 				marc.weingarten@srz.com	Richard Mintz <richard.mintz@harbourgr p.com="">; Seth Horwitz <seth.horwitz@harbourgrp.< td=""><td>Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co </td><td>marc.weingarten@srz.com</td><td></td></seth.horwitz@harbourgrp.<></richard.mintz@harbourgr>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	marc.weingarten@srz.com	
ТО	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>		Bianchini, Maria Gabriela Sianchini@srz.com>; Snehal AminSnehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	MariaGabriela. Bianchini@srz marc.weingarten@srz.com   Email re. public relations. .com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Matthew Triaca Richard Mintz <matthew. p.com="" richard.mintz@harbourgr="" triaca@harbourgr=""  ="">; Snehal Amin   com&gt;; Seth Horwitz   com&gt;   com&gt;  </matthew.>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz marc.weingarten@srz.com .com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	
FROM	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="mailto:smbc">srz.com&gt;</a> <a href="mailto:smbc">rishi@tcifund.com&gt;</a> <a href="mailto:smbc">crishi@tcifund.com&gt;</a>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	J.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	
DATE	9/27/2007	9/27/2007	9/27/2007	9/27/2007	9/27/2007	9/27/2007	9/27/2007	9/27/2007	9/27/2007	9/27/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email	Email	Email with attachment	Email	Email	Draft Content
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1730	1731	1732	1733	1734	1735	1736	1737	1738	1739

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

αш				
BASIS FOR PRIVILEGE	AC	AC	AC	AC
DESCRIPTION	Discussion re. meeting with Congressmen.	Discussions re. re-reg bill.	Email and attachments re. railroad legislation and news clippings.	Email and attachment re. Letter to CSX Board.
၁၁	MariaGabriela.Bianchini@sr z.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi@tcifund.com>
ТО	swhitehorn@mcbeestrategic.  MariaGabriela.Bianchini@sr Discussion re. meeting with com; Compressmen.   Congressmen.   Congress	Snehal Amin  Snehal@tcifund.com>;  Rishi Sunak <rishi@tcifund.com>;  Bianchini, Maria Gabriela  <mariagabriela.bianchini@s rz.com="">; Rob Chamberlin  <rchamberlin@mcbeestrate gic.com=""></rchamberlin@mcbeestrate></mariagabriela.bianchini@s></rishi@tcifund.com>	Snehal Amin snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Rishi Sunak <a href="Mainto-Brown">MariaGabriela</a> . Rishi@tcifund.com>rz.com>; c.com; swhitehorn@mcbeestrategic.com; com; Sasud@sardverb.com; <a href="Mainto-Brown">Marc</a> <a href="Mainto-Brown"></a>
FROM	d.com>	Sam Whitehorn <swhitehorn@mcbeestrate gic.com=""></swhitehorn@mcbeestrate>	Lateef, Muhsinah <muhsinah.lateef@srz.co ·<br="">m&gt;</muhsinah.lateef@srz.co>	Snehal @tcifund.com>
DATE	9/27/2007	9/28/2007	9/28/2007	10/1/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email with attachment
BATES NO.	Withheld	TC10962367 - TC10962372	Withheld	Withheld
NO.	1740	383	1741	1743

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC/WP
DESCRIPTION	Email and attachment re. Letter to CSX Board.	Email and attachment re. Letter to CSX Board.	Email and attachment re. Letter to CSX Board.
၁၁	Weingarten, Marc <marc.weingarten@srz.co m="">; Richard Mintz <richard.mintz@harbourgr p.com="">; TCl <tcl@sardverb.com></tcl@sardverb.com></richard.mintz@harbourgr></marc.weingarten@srz.co>	Rishi@tcifund.com>	Rishi@tcifund.com>
10	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; rchamberlin@mcbeestrategic.com; swhitehorn@mcbeestrategic.com; com; Richard.Mintz@harbourgrp.c om; Gsard@sardverb.com; Weingarten, Marc  <marc. weingarten@srz.com="">; Rosewater, David &gt;&gt;</marc.></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; rchamberlin@mcbeestrategi c.com; swhitehorn@mcbeestrategic. com; Richard.Mintz@harbourgrp.c om; Gsard@sardverb.com; Weingarten, Marc <marc.weingarten@srz.com>; Rosewater, David <david.rosewater@srz.com></david.rosewater@srz.com></marc.weingarten@srz.com></snehal@tcifund.com>
FROM	George Sard <gsard@sardverb.com csnehal@tcifund.com=""  ="">;  Rishi Sunak  <rishi@tcifund.com></rishi@tcifund.com></gsard@sardverb.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@< th=""><th>Bianchini, Maria Gabriela «MariaGabriela.Bianchini@ srz.com&gt;</th></mariagabriela.bianchini@<>	Bianchini, Maria Gabriela «MariaGabriela.Bianchini@ srz.com>
DATE	10/1/2007	10/1/2007	10/1/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld
NO.	1744	1745	1746

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	0	0	AC/WP	0
DESCRIPTION	Email and attachments re. railroad AC legislation and news clippings.	Inquiry to counsel re: CSX's board AC	Consultant's comments to draft AC letter and timetable	Counsel's advice regarding CSX's AC board
၁၁	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	TCI@SARDVERB.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
ТО	Snehal Amin snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin <li><pre></pre> <pre></pre> <pre></pre> <pre>Sucom&gt;;</pre> david.rosewater@srz.com; marc.weingarten@srz.com</li>	Snehal Amin  Snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; marc.weingarten@srz.com; david.rosewater@srz.com; mgb@srz.com; Richard Mintz  <richard.mintz@harbourgrp. com="">; com&gt;; com&gt;; com&gt;; com&gt;; com&gt;; com&gt;; com&gt;; com; com; rchamberlin@mcbeestrategic. com;</richard.mintz@harbourgrp.></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela. bianchini@s="" rz.com="">; Weingarten, Marc <marc.weingarten@srz.com></marc.weingarten@srz.com></mariagabriela.></rishi@tcifund.com>
FROM	Lateef, Muhsinah <muhsinah.lateef@srz.co m&gt;</muhsinah.lateef@srz.co 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Jonathan Gasthalter  sjgasthalter@SARDVERB. com>	Rosewater, David <david.rosewater@srz.co m=""></david.rosewater@srz.co>
DATE	10/1/2007	10/1/2007	10/1/2007	10/1/2007
TYPE OF DOCUMENT	Email with attachment	Email	attachments	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	1747	1748	1749	1750

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE		AC
DESCRIPTION	Consultant's comments to draft letter and timetable	Strategic advice
၁၁	TCI@SARDVERB.com>	TCI@SARDVERB.com>
10	Jonathan Gasthalter  Sigasthalter@SARDVERB.c arCI@SARDVERB.com> om>; Snehal Amin  Snehal@tcifund.com>; Rishi Sunak  Rishi@tcifund.com>; marc.weingarten@srz.com; david.rosewater@srz.com; myb@srz.com; Richard Mintz  ARichard.Mintz@harbourgrp.  com>; Rob Chamberlin  com>; Rob Chamberlin  Grom>; Rob Chamberlin  ARchamberlin@mcbeestrate gic.com>	Jonathan Gasthalter -jgasthalter@SARDVERB.c om>; Snehal Amin -Snehal@tcifund.com>; Rishi Sunak -Rishi@tcifund.com>; marc.weingarten@srz.com; david.rosewater@srz.com; myb@srz.com; Richard Mintz Mintz -Richard.Mintz@harbourgrp. com>; Rob Chamberlin -Rchamberlin@mcbeestrate gic.com>
FROM	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Sam Whitehorn <pre>swhitehorn@mcbeestrate gic.com&gt;</pre>
DATE	10/1/2007	10/1/2007
TYPE OF DOCUMENT	Email with attachments	Email with attachment
BATES NO.	Withheld	Withheld
NO.	1751	1752

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

NO.	BATES NO.	TYPE OF DOCUMENT	DATE	FROM	ТО	၁၁	DESCRIPTION	BASIS FOR PRIVILEGE
1753	Withheld	Email	10/1/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	David. Rosewater@srz.com; Rishi Sunak <rishi@tcifund.com>; MariaGabriela. Bianchini@srz .com; marc.weingarten@srz.com</rishi@tcifund.com>		Client's inquiry to counsel re: CSX's AC board	AC
1754	Withheld	Email	10/1/2007	George Sard <gsard@sardverb.com></gsard@sardverb.com>	George Sard  Sam Whitehorn Swhitehorn@mcbeestrategi C.com>; Jonathan Gasthalter Sigasthalter@SARDVERB.c om>; Snehal Amin Snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Rishi@tcifund.com&gt;; Rishi@tcifund.com&gt;; Rishi@tcifund.com&gt;; Rishi@tcifund.com&gt;; Rishi@tcifund.com&gt;; Rishi@tcifund.com&gt;; Rishi@tcifund.com&gt;; Marc.weingarten@srz.com; david.rosewater@srz.com; Mintz <a href="https://www.com/stchard">com</a>; Mintz <a href="https://www.com/stchard">com</a>; Rob Chamberlin <a href="https://www.com/stchard">com&gt;;</a>; Com&gt;; Rob Chamberlin <a href="https://www.com/stchard">com&gt;;</a>; Com&gt;; Rob Chamberlin <a href="https://www.com/stchard">com&gt;;</a> Com&gt;; Rob Chamberlin <a href="https://www.com/stchard">com&gt;</a> <a href="https://www.com/stchard">com</a> <a href="https://www.com/stchard">com</a></rishi@tcifund.com>	TCI@SARDVERB.com>	Consultant's comments to draft letter and timetable	AC.
1755	Withheld	Email	10/1/2007	Richard Mintz <richard.mintz@harbourgr <snehal@tcifund.com=""></richard.mintz@harbourgr>		MariaGabriela.Bianchini@sr z.com	MariaGabriela.Bianchini@sr Discussions about preparation for congressional testimony.	AC
1756	Withheld	Email	10/1/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Rishi Sunak «MariaGabriela.Bianchini@s <rishi@tcifund.com>rz.com&gt;; Richard Mintz@harbourgrp.</rishi@tcifund.com>	Rishi@tcifund.com>	Email chain re. preparation for congressional testimony.	AC

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	WP	AC
DESCRIPTION	on for	on for	Revised privileged and confidential letter.	Revised privileged and confidential AC letter	Revised privileged and confidential letter	Draft letter re. SEC inquiry.	Client's inquiry to counsel
၁၁	Rishi Sunak <rishi@tcifund.com>; Sam Whitehorn <swhitehorn@mcbeestrate< p=""> gic.com&gt;; Rob Chamberlin <rchamberlin@mcbeestrat< p=""> egic.com&gt;</rchamberlin@mcbeestrat<></swhitehorn@mcbeestrate<></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Sam  Whitehorn  <swhitehorn@mcbeestrate gic.com="">; Rob Chamberlin  <rchamberlin@mcbeestrat egic.com=""></rchamberlin@mcbeestrat></swhitehorn@mcbeestrate></rishi@tcifund.com>	TCI <tci@sardverb.com></tci@sardverb.com>	TCI <tci@sardverb.com></tci@sardverb.com>	TCI <tci@sardverb.com></tci@sardverb.com>		
ОТ	Richard Mintz <rischard <a="" href="Rishi@tcffund.com" mintz@harbourgrp.="">Rishi@tcffund.com; Sam congressional testimony.  com; Bianchini, Maria  Cabriela  <a href="Rishi@tcffund.com">Congressional testimony.com</a>; Bianchini, Maria  <a href="Rishi@tcffund.com">Congressional testimony.com</a>; Sawhitehorn@mcbeestrate  <a href="MariaGabriela.Bianchini@s">Com</a>; Bianchini@s  <a href="MariaGabriela.Bianchini@s">Gio.com</a>; Rob Chamberlin  <a href="MariaGabriela.Bianchini@s">CRohamberlin@mcbeestrat</a> <a href="MariaGabriela.Bianchini@s">CRohamberlin@mcbeestrat</a></rischard>	Richard Mintz  Richard Mintz  Rishi Sunak  Rongressional testimony.  Whitehorn  Swhitehorn  Swhitehorn  Swhitehorn  Swhitehorn  Swhitehorn  Schamberlin  Rishi Com>; Sam  Congressional testimony.  Rongressional testimony.  Schall Com; Som  Schamberlin  Rishi Com  Sunak  Congressional testimony.  Schamberlin  Schamberlin  Rishi Com  Schamberlin  Regic.com>	Snehal Amin  SDVERB.com <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	George Sard  ADVERB.com <gsard@sardverb.com> ; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></gsard@sardverb.com>	George Sard <gsard@sardverb.com> ; Rishi Sunak <rishi@toifund.com></rishi@toifund.com></gsard@sardverb.com>	Paul W. Ryan	MariaGabriela.Bianchini@srz .com
FROM	Snehal@tcifund.com>	Richard Mintz <richard.mintz@harbourgr p.com&gt;</richard.mintz@harbourgr 	George Sard <gsard@sardverb.com &gt;</gsard@sardverb.com 	George Sard <gsard@sardverb.com &gt;</gsard@sardverb.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Thomas A. Sjoblom	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	10/1/2007	10/1/2007	10/1/2007	10/1/2007	10/1/2007	Oct-2007	10/2/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Letter	Email with attachments
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	TCI0940480- TCI0940643
NO.	1757	1758	1759	1760	1761	1762	123

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	ΑM	AC	AC	AC	AC	AC
DESCRIPTION	Draff list of tough questions for TCI   WP to anticipate	Attorney communication regarding review of TCI emails	Discussion of disclosure requirements; Proskauer's opinion letter re: HSR filing and SEC rules	Client inquiry re: SEC filing	Counsel's advice regarding Senate hearing	Attorney communication regarding review of TCI emails internally forwarded to in house counsel
၁၁	TCI@SARDVERB.com>	Williams, Allan <awilliams@proskauer.co m&gt;; Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com </awilliams@proskauer.co 		AWilliams@proskauer.com	mgb@srz.com	
10	Snehal Amin  -Snehal@tcifund.com>; Rishi Sunak  -Rishi@tcifund.com>; marc.weingarten@srz.com; david.rosewater@srz.com; mgb@srz.com; Richard Mintz  -Richard.Mintz@harbourgrp. com>; swhitehorn@mcbeestrategic. com; com;	Rishi@tcifund.com>	MariaGabriela.Bianchini@srz .com	AJacobs@proskauer.com	Snehal Amin «snehal@tcifund.com»; Rishi Sunak «rishi@tcifund.com»	Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com>
FROM	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	10/2/2007	10/2/2007	10/2/2007	10/2/2007	10/3/2007	10/3/2007
TYPE OF DOCUMENT	email with attachments	Email	Email with attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	TCI0941251 - TCI0941273	Withheld
NO.	1763	1764	1765	1766	124	1767

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BASIS FOR PRIVILEGE	O	O	O	O	0	0	O
DESCRIPTION	Email chain of attorney AC communication regarding review of TCI emails	Email chain of attorney AC communication regarding review of TCI emails	Email chain of attorney AC communication regarding review of TCI emails	Counsel's comments regarding TCl's draft letter to CSX Board	Richard. Mintz@harbourgrp.   Consultant's advice regarding draft   AC com; TCl   letter to CSX Board <tcl@sardverb.com>; David.Rosewater@srz.com; MariaGabriela.Bianchini@sr z.com</tcl@sardverb.com>	Email describing Proskauer's legal AC advice to TCI; legal opinion letter from Proskauer re: filing requirements	Compliance manager's answers to AC questions re: disclosure requirements
၁၁				Richard Mintz <richard.mintz@harbourgr p.com="">; TCI <tci@sardverb.com>; Rosewater, David <david.rosewater@srz.co m="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></david.rosewater@srz.co></tci@sardverb.com></richard.mintz@harbourgr>	Richard.Mintz@harbourgrp. com; TCI <tci@sardverb.com>; David.Rosewater@srz.com; MariaGabriela.Bianchini@sr z.com</tci@sardverb.com>		Angus Milne  Compliance manager's a cangus.milne@tcifund.com questions re: disclosure  >; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
ТО	jperrell@proskauer.com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	jperrell@proskauer.com	George Sard <gsard@sardverb.com> ; Snehal Amin  <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></gsard@sardverb.com>	irten@srz.com; und.com>; d.com>	Angus Milne <angus.milne@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></angus.milne@tcifund.com>	yuı
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	George Sard  GSard@SARDVERB.com Snehal Amin  Snehal@toif  Rishi Sunak <rishi@tcifun< td=""><td>Ghislaine Couvillat <goouvillat@tcifund.com></goouvillat@tcifund.com></td><td>Ghislaine Couvillat <gcouvillat@tcifund.com></gcouvillat@tcifund.com></td></rishi@tcifun<>	Ghislaine Couvillat <goouvillat@tcifund.com></goouvillat@tcifund.com>	Ghislaine Couvillat <gcouvillat@tcifund.com></gcouvillat@tcifund.com>
DATE	10/3/2007	10/3/2007	10/3/2007	10/3/2007	10/3/2007	10/3/2007	10/3/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Emails with attachments	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1768	1769	1770 \	1771	1772	1773	1774

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Counsel's advice re: filing requirements	Angus Milne Email describing Proskauer's legal / cangus.milne@tcifund.com advice to TCI; legal opinion letter >; Joe O'Flynn      from Proskauer re: filing requirements	Email describing Proskauer's legal Advice to TCI; legal opinion letter from Proskauer re: filing requirements	Email describing Proskauer's legal   A advice to TCl	Counsel's advice re: SEC	Email forwarding Proskauer's Advice re: SEC inquiry	Counsel's advice re: SEC inquiry //	Counsel's advice re: disclosure // requirements	Counsel's advice re: disclosure // requirements
၁၁	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	Angus Milne <angus.milne@tcifund.com &gt;; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></angus.milne@tcifund.com 		Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Williams, Allan &lt;4AWilliams@proskauer.co m&gt;</tsjoblom@proskauer.com>		Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Williams, Allan <awilliams@proskauer.co m&gt;</awilliams@proskauer.co 	
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Kenny Graham <kenny@tcifund.com>; Tim Keough <tim@tcifund.com></tim@tcifund.com></kenny@tcifund.com>	Snehal Amin -Snehal@tcifund.com>; Rishi Sunak -Rishi@tcifund.com>; Chris Hohn -Chris@tcifund.com>	Ghislaine Couvillat <gcouvillat@tcifund.com></gcouvillat@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	MariaGabriela.Bianchini@srz .com; Marc.Elovitz@srz.com	Snehal Amin Snehal@tcifund.com>; Elovitz, Marc <marc.elovitz@srz.com></marc.elovitz@srz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Ghislaine Couvillat <gcouvillat@tcifund.com></gcouvillat@tcifund.com>	Kenny Graham <kenny@tcifund.com></kenny@tcifund.com>	Angus Milne Ghislaine Couvillat cangus.milne@tcifund.com cgcouvillat@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Bianchini, Maria Gabriela   Snehal Amin   <mariagabriela.bianchini@ <snehal@tcifund.com=""  =""> srz.com &gt;</mariagabriela.bianchini@>
DATE	10/3/2007	10/3/2007	10/3/2007	10/3/2007	10/3/2007	10/3/2007	10/3/2007	10/3/2007	10/3/2007
TYPE OF DOCUMENT	Email with attachments	Emails with attachments	Emails with attachments	Emails with attachments	Email	Email	Email		
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1775	1776	1777	1778	1779	1780	1781	1782	1783

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Discussions re. congressional bill.	Discussions re. congressional bill.   A	Discussions re. congressional bill.	Inquiry about 13D filing.	Inquiry about 13D filing.	Inquiry about 13D filing.	Email re. SEC document request.	Email re. SEC document request.	Email re. SEC document request.	Information re. SEC filing.	Email re. SEC document request.
၁၁	mgb@srz.com	mgb@srz.com	mgb@srz.com								
ТО	pamela.garvie@klgates.com;   mgb@srz.com Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	pamela.garvie@klgates.com;  mgb@srz.com Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	AJacobs@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	AJacobs@proskauer.com	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	jperrell@proskauer.com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	jperrell@proskauer.com
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""> &gt;</ajacobs@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	^E	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Jacobs, Arnold Snehal Amin <ajacobs@proskauer.com <snehal@tcifund.com=""></ajacobs@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	10/3/2007	10/3/2007	10/3/2007	10/3/2007	10/3/2007	10/3/2007	10/3/2007	10/3/2007	10/3/2007	10/3/2007	10/3/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1784	1785	1786	1787	1788	1789	1790	1791	1792	1793	1794

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. SEC document request. A	Email re. SEC document request. A	Email re. SEC document request. A	Internal discussions of Proskauer's A advice; Proskauer opinion letter and advice re: disclosure	Proskauer's advice; Proskauer A opinion letter and advice re: disclosure	Angus Milne Internal discussions of Proskauer's A cangus.milne@tcifund.com advice; Proskauer opinion letter and advice re: disclosure	I discussions of Proskauer's	Internal discussions of Proskauer's A advice	Internal discussions of Proskauer's  A advice	Internal discussions of Proskauer's A advice	Internal discussions of Proskauer's A advice	Internal discussions of Proskauer's A advice
၁၁				James Hawks <james@tcifund.com></james@tcifund.com>		Angus Milne <angus.milne@tcifund.com &gt;</angus.milne@tcifund.com 	Angus Milne Interna cangus.milne@tcifund.com advice					
ТО	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	iperrell@proskauer.com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Ghislaine Couvillat <gcouvillat@tcifund.com>; Angus Milne <angus.milne@tcifund.com></angus.milne@tcifund.com></gcouvillat@tcifund.com>	MariaGabriela.Bianchini@srz .com	Joe OFlynn <joflynn@tcifund.com></joflynn@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ghislaine Couvillat <gcouvillat@tcifund.com></gcouvillat@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ghislaine Couvillat <gcouvillat@tcifund.com></gcouvillat@tcifund.com>	Ghislaine Couvillat <gcouvillat@tcifund.com></gcouvillat@tcifund.com>	Angus Milne <angus.milne@tcifund.com></angus.milne@tcifund.com>
FROM	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ghislaine Couvillat <gcouvillat@tcifund.com></gcouvillat@tcifund.com>	Ghislaine Couvillat <pre><gcouvillat@tcifund.com></gcouvillat@tcifund.com></pre>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ghislaine Couvillat <gcouvillat@tcifund.com></gcouvillat@tcifund.com>	nd.com>	@tcifund.com	Ghislaine Couvillat <gcouvillat@tcifund.com></gcouvillat@tcifund.com>
DATE	10/3/2007	10/3/2007	10/3/2007	10/4/2007	10/4/2007	10/4/2007	10/4/2007	10/4/2007	10/4/2007	10/4/2007	10/4/2007	10/4/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment	Email with attachment	Email with attachment	Email with attachment	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1795	1796	1797	1798	1799	1800	1801	1802	1803	1804	1805	1806

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	nunication re:	vice re: disclosure	Discussions re. congressional bill.	Discussions re. congressional bill.	Discussions re. congressional bill.	Discussions re. congressional bill.	Discussions re. meeting with Chairman Nottingham.
၁၁	Tryon, Ahren Counsel's comr <atryon@deweyleboeuf.co hearing<br="" senate="">m&gt;</atryon@deweyleboeuf.co>	Angus Milne <angus.milne@tcifund.com requirements="">; Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com></angus.milne@tcifund.com>			Garvie, Pamela <pamela.garvie@klgates.co m&gt;</pamela.garvie@klgates.co 		
10	ael F.  Snehal Amin deweyleboeuf <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Ghislaine Couvillat <gcouvillat@tcifund.com></gcouvillat@tcifund.com>	MariaGabriela.Bianchini@srz.com; .com; pamela.garvie@klgates.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin SSnehal@tcifund.com>; MariaGabriela.Bianchini@srz .com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin Snehal@tcifund.com>; ¢pɛ MariaGabriela.Bianchini@srz m> .com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	swhitehorn@mcbeestrategic. com; Rchamberlin@mcbeestrategi c.com
FROM	McBride, Michael F. <mmcbride@deweyleboeuf .com=""></mmcbride@deweyleboeuf>	Bianchini, Maria Gabriela   Ghislaine Couvillat   <mariagabriela.bianchini@ <gcouvillat@tcifund.com=""  ="">   srz.com&gt;  </mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Adams, Mary Jo <mary.adams@klgates.co m&gt;</mary.adams@klgates.co 	Garvie, Pamela Rishi Sunak cpamela.garvie@klgates.c <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	10/4/2007	10/4/2007	10/4/2007	10/4/2007	10/4/2007	10/4/2007	10/4/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1807	1808	1809	1810	1811	1812	1813

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Discussions re. meeting with Chairman Nottingham.	Discussions re. meeting with Chairman Nottingham.	Email containing counsel's communication re: Senate hearing	Sard engagement letter	Attorney-client communications re: , attached emails	Counsel's advice	Internal communications discussing AC counsel's advice re: disclosure requirements	Internal communications discussing AC counsel's advice re: disclosure requirements	Communications with in house counsel re: email search
၁၁					Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>				
01	Snehal Amin <snehal@tcifund.com>; Rob Chamberlin  <rchamberlin@mcbeestrate gic.com=""></rchamberlin@mcbeestrate></snehal@tcifund.com>	swhitehorn@mcbeestrategic. com; Rchamberlin@mcbeestrategi	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Angus Milne <angus.milne@tcifund.com></angus.milne@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Eileen Moran <eileen@tcifund.com></eileen@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Sam Whitehorn <swhitehorn@mcbeestrate gic.com="" ·=""></swhitehorn@mcbeestrate>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	iela hini@	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@>	Ghislaine Couvillat <a>cgcouvillat@tcifund.com&gt;</a>	Ghislaine Couvillat <gcouvillat@tcifund.com></gcouvillat@tcifund.com>	Brian Eschenburg <brian@tcifund.com></brian@tcifund.com>
DATE	10/4/2007	10/4/2007	10/5/2007	10/5/2007	10/5/2007	10/5/2007	10/5/2007	10/5/2007	10/5/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email with attachment	Email	Email with attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	TC10941676 - TC10941781	TC10942075 - TC10942079	TC10942080 - TC10942084	181 - 213	Withheld	Withheld	Withheld
NO.	1814	1815	125	126	127		1816	1817	1818

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC/WP
DESCRIPTION	Email containing communications with in house counsel re: email search	Attorney-client communications re: disclosure requirements	Attorney-client communications re: SEC	Attorney-client communications re: client inquiry	Communications with in house counsel re: engagement letter	ney-client communications re:	Information re. SEC filing.	Information re. SEC filing.
၁၁			Elovitz, Marc <marc.elovitz@srz.com></marc.elovitz@srz.com>			Chris Hohn : <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>		Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 
ТО	Brian Eschenburg <brian@tcifund.com></brian@tcifund.com>	ia Gabriela Ghislaine Couvillat a.Bianchini@ <gcouvillat@tcifund.com></gcouvillat@tcifund.com>	Perrell, Jacqueline -iperrell@proskauer.com>; Bianchini, Maria Gabriela -(MariaGabriela.Bianchini@s rz.com>; Rishi Sunak -(Rishi@tcifund.com>; Sjoblom, Thomas V(stjoblom@proskauer.com>; Elovitz, Marc -(Marc.Elovitz@srz.com>; James Hawks -(James@tcifund.com>	Bianchini, Maria Gabriela Maria Gabriela Bianchini@srz.com>; Rishi SunakRishi@tcifund.com>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>	marc.weingarten@srz.com; Chris Hohn MariaGabriela.Bianchini@srz <chris@tcifund.com>; Rishi SEC Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com></tsjoblom@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>
DATE	10/5/2007	10/5/2007	10/6/2007	10/6/2007	10/6/2007	10/6/2007	10/6/2007	10/6/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email	Email with attachment		Email	Email
BATES NO.	Withheld	Withheld	TCI0942165	TCI0942166 - TCI0942171	TCI0958555 - TCI0958559	Withheld	Withheld	Withheld
NO.	1819	1820	128	129	347	1821	1822	1823

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BASIS FOR PRIVILEGE	AC	AC	AC	AC/WP	AC
DESCRIPTION	Counsel's advice re: SEC	Attorney-client communications re: SEC	Counsel's advice re: SEC	Counsel's edits to letter	Internal communications discussing AC counsel's advice re: SEC
၁၁			Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>		
10	Snehal Amin <snehal <snehal@tcifund.com="" amin="">; Perrell, Jacqueline <jperrell@proskauer.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com="">; Rishi Sunak <rishi@tcifund.com>; Sjoblom, Thomas V. <tsjoblom@proskauer.com>; James Hawks <james hawks<="" th=""><th>Elovitz, Marc    <marc. elovitz@srz.com="">;   Perrell, Jacqueline   <pjperrell@proskauer.com>;   Bianchini, Maria Gabriela   <mariagabriela. bianchini@s<="" td="">   rz.com&gt;; Rishi Sunak   <rishi@tcifund.com>;   Sjoblom. Thomas V.   <tsjoblom@proskauer.com>;   James Hawks   <james@tcifund.com></james@tcifund.com></tsjoblom@proskauer.com></rishi@tcifund.com></mariagabriela.></pjperrell@proskauer.com></marc.></th><th>Snehal Amin Chris Hohn CSnehal@tcifund.com&gt;; Chris@tcifund.com&gt; Bianchini, Maria Gabriela Sunak CMariaGabriela.Bianchini@s <rishi@tcifund.com></rishi@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th></james></tsjoblom@proskauer.com></rishi@tcifund.com></mariagabriela.bianchini@s></jperrell@proskauer.com></snehal>	Elovitz, Marc <marc. elovitz@srz.com="">;   Perrell, Jacqueline   <pjperrell@proskauer.com>;   Bianchini, Maria Gabriela   <mariagabriela. bianchini@s<="" td="">   rz.com&gt;; Rishi Sunak   <rishi@tcifund.com>;   Sjoblom. Thomas V.   <tsjoblom@proskauer.com>;   James Hawks   <james@tcifund.com></james@tcifund.com></tsjoblom@proskauer.com></rishi@tcifund.com></mariagabriela.></pjperrell@proskauer.com></marc.>	Snehal Amin Chris Hohn CSnehal@tcifund.com>; Chris@tcifund.com> Bianchini, Maria Gabriela Sunak CMariaGabriela.Bianchini@s <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Elovitz, Marc	Snehal@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Sonehal@tcifund.com&gt;">Snehal@tcifund.com&gt;</a> srz.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
DATE	10/7/2007	10/7/2007	10/7/2007	10/7/2007	10/7/2007
TYPE OF DOCUMENT	Emaii	Emaii	Email	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1824	1825	1826	1827	1828

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Internal communications discussing AC/WP counsel's advice re: SEC; draft of letter to CSX Board	Client seeking consultant's advice re: draft letter	Communications with in house counsel re: SEC	Communications with consultant re: AC possible proxy contest	Information re. SEC filing.	Communications with in house counsel re: letter to CSX	Counsel's advice	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Communications with in house counsel re: Sard engagement letter
သ							Rishi Sunak <rishi@tcifund.com>; Elovitz, Marc <marc.elovitz@srz.com></marc.elovitz@srz.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	
10	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin <mariagabriela.bianchini@s <snehal@tcifund.com=""> rz.com&gt;; Elovitz, Marc <marc.elovitz@srz.com></marc.elovitz@srz.com></mariagabriela.bianchini@s>	Rishi Sunak <rishi@tcifund.com>; Elovitz, Marc <marc.elovitz@srz.com></marc.elovitz@srz.com></rishi@tcifund.com>	derosa@derosa- research.com
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	'und.com>	Peter Harkins <pre>cpharkins@dfking.com&gt;</pre>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin   SMariaGabriela.Bianchini@   Snehal@tcifund.com>   srz.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com="">; srz.com&gt;</mariagabriela.bianchini@>	Eileen Moran <eileen@tcifund.com></eileen@tcifund.com>
DATE	10/7/2007	10/7/2007	10/7/2007	10/7/2007	10/7/2007	10/8/2007	10/8/2007	10/8/2007	10/8/2007	10/8/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email	Email	Email	Email with attachment	Email	Email with attachment	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1829	1830	1831	1832	1833	1834	1835	1836	1837	1838

Filed 06/04/2008

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BASIS FOR PRIVILEGE	e: AC	e: AC	e: AC/WP	e: AC	e: AC	e: AC/WP	e: AC
DESCRIPTION	Attorney-client communications re: SEC	Attorney-client communications re: SEC	Attorney-client communications re: SEC and draft letter	Attorney-client communications re: SEC	AWilliams@proskauer.com; Attorney-client communications re: tsjoblom@proskauer.com CSX	Attorney-client communications re: CSX and draft letter	
၁			Williams, Allan <awilliams@proskauer.co m&gt;; Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com </awilliams@proskauer.co 				Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 
OT	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»; Sjoblom, Thomas V. «tsjoblom@proskauer.com»	jperrell@proskauer.com	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com>; Marc.Elovitz@srz.com</james@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	jperrell@proskauer.com; Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; Marc.Elovitz@srz.com; MariaGabriela.Bianchini@srz.com</james@tcifund.com></rishi@tcifund.com>	MariaGabriela.Bianchini@srz .com	Snehal Amin <snehal@tcifund.com>; Rishi Sunak</snehal@tcifund.com>
FROM	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Bianchini, Maria Gabriela James Hawks AmariaGabriela.Bianchini@ <james@tcifund.com>srz.com&gt;</james@tcifund.com>	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>
DATE	10/8/2007	10/8/2007	10/8/2007	10/8/2007	10/8/2007	10/8/2007	10/8/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email with attachment	Email	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1842	1843	1844	1845	1846	1847	1848

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

OR				
BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC	AC
DESCRIPTION	Attorney-client communications re: SEC and draft letter	Comments on the letter to the Board.	Email chain re. website.	Email chain re. website.
၁၁	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		Sam Whitehorn <pre></pre>	Sam Whitehorn  -swhitehorn@mcbeestrate gic.com>; Jonathan Gasthalter -sigasthalter@SARDVERB. com>; Rishi Sunak -Rishi@tcifund.com>; marc.weingarten@srz.com; mdowid.rosewater@srz.com; mgb@srz.com; Rob Chamberlin -Rchamberlin@mcbeestrat egic.com>
ТО	Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard  GSard@SARDVERB.com>  GSard@SARDVERB.com>  Richard Mintz  Richard Richard  Richard Richard	George Sard <pre> GBard@SARDVERB.com&gt; <pre> GSard@SARDVERB.com&gt; gic.com&gt;; Jonathan <prichard <pre="" gasthalter="" mintz@harbourgrp.=""> com&gt;</prichard></pre></pre>
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Snehal@tcifund.com>	Snehal@tcifund.com>
DATE	10/8/2007	10/8/2007	10/8/2007	10/8/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	1849	1850		1852

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE		
DESCRIPTION B	AC Mebsite.	AC Accionate website.
	: ב	
၁၁	Sam Whitehorn  swhitehorn@mcbeestrate gic.com>; Jonathan Gasthalter sigasthalter@SARDVERB. com>; Rishi Sunak <rishi@tcifund.com>; marc.weingarten@srz.com; david.rosewater@srz.com; mgb@srz.com; Rob Chamberlin  Chamberlin@mcbeestrat egic.com&gt;; Matthew Triaca «Matthew. Triaca@harbourg rp.com&gt;; tci@sardverb.com</rishi@tcifund.com>	Sam Whitehorn  swhitehorn@mcbeestrate gic.com>; Jonathan Gasthalter sjgasthalter@SARDVERB. com>; Rishi Sunak  «Rishi@tcifund.com>; marc.weingarten@srz.com; marc.weingarten@srz.com; mgb@srz.com; Rob Chamberlin@mcbeestrat egic.com>; TCI <tci@sardverb.com></tci@sardverb.com>
10	Snehal Amin -@harbourgr <snehal@tcifund.com>; George Sard <gsard@sardverb.com></gsard@sardverb.com></snehal@tcifund.com>	George Sard  GSard@SARDVERB.com>  GSard@SARDVERB.com>  gic.com>; Jonathan  Gasthalter  com>  Gasthalter  com>  Gosthalter  com>  Gosthalter  com>  Rishi Sunak  com>; Rishi Sunak  com>; Rishi Sunak  com>; Rishi Sunak  com>; Rishi Gordund.com>;  marc.weingarten@srz.com;  marc.weingarten@srz.com;  mayod.rosewater@srz.com;  mayod.rosewater@srz.com;  mayod.rosewater@srz.com;  mayod.rosewater@srz.com;  mayod.rosewater@srz.com;  chamberlin <rchamberlin <rchamberlin@mcbeestral="" egic.com="">; TCI  <tci@sardverb.com></tci@sardverb.com></rchamberlin>
FROM	Richard Mintz <richard.mintz@harbourgr p.com&gt;</richard.mintz@harbourgr 	Snehal@tcifund.com>
DATE	10/8/2007	10/8/2007
TYPE OF DOCUMENT	Email	Email
BATES NO.	Withheld	Withheld
NO.	1853	1854

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

			1		Γ
BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC
DESCRIPTION	Discussions re. website.	Information on SEC response to the AC production.	Information on SEC response to the AC production.	Information on SEC response to the AC production.	TCI bullet point script.
၁၁					Sam Whitehorn  swhitehorn@mcbeestrate gic.com>; Jonathan Gasthalter <jgasthalter@sardverb. com="">; Rishi Sunak <rishi@tcifund.com>; marc.weingarten@srz.com; david.rosewater@srz.com; mgb@srz.com; Rob Chamberlin <rchamberlin@mcbeestrat egic.com="">; TCI <tci@sardverb.com></tci@sardverb.com></rchamberlin@mcbeestrat></rishi@tcifund.com></jgasthalter@sardverb.>
ТО	Snehal Amin   Snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin  Sam White  Swhitehor  Richard Mintz  Richard Mintz  Richard Mintz  Richard Mintz  Ristharder  Com>; Risthalter  Sigasthalter  Com>; Risthalter  Sigasthalter  Com>; Risthalter  Risthalter  Com>; Risthalter  Com>; Risthalter  Risthalter  Com>; Risthalter  Risthalter  Com>; Risthalter  Risthalter  Com>; Risthalter  Com>; Risthalter  Risthalter  Com>; Risthalter  Comp; Risthalte
FROM	Sam Whitehorn <swhitehorn@mcbeestrate gic.com=""></swhitehorn@mcbeestrate>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	George Sard <gsard@sardverb.com></gsard@sardverb.com>
DATE	10/8/2007	10/8/2007	10/8/2007	10/8/2007	10/8/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1855	1856	1857	1858	1859

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC/WP	AC	AC
DESCRIPTION	Revised privileged and confidential letter	Attorney-client communications re: CSX	Communications with in house counsel re: letter to CSX	Communications with in house counsel re: letter to CSX	Internal communications discussing AC counsel's advice re: CSX
ဗ	Sam Whitehorn  swhitehorn@mcbeestrate gic.com>; Jonathan Gasthalter  sjgasthalter@SARDVERB. com>; Rishi Sunak  rRishi@tcifund.com>; marc.weingarten@srz.com; david.rosewater@srz.com; mgb@srz.com; Rob Chamberlin@mcbeestrat egic.com>; TCl <tcl@sardverb.com></tcl@sardverb.com>		James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com>; Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com></james@tcifund.com>	
OT	Snehal Amin Sam White  Richard Mintz Swhitehou  Richard Mintz Gasthalter  Com> Gasthalter  Sigasthalter  Com> Rishi@to  Marcwein  Gasthalter  Com> Rishi@to  Marcwein  Gardvid.rose  Rishi@co  Marci rose  Mgb@srz.  Chamberlii  RRCHamberlii  RRCHAMBER  CHAMBER  CHAMB	Bianchini, Maria Gabriela <mariagabriela bianchini@s<br="">rz.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></mariagabriela>	Angus Milne <angus@tcifund.com>; Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com></angus@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	George Sard <gsard@sardverb.com></gsard@sardverb.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	10/8/2007	10/9/2007	10/9/2007	10/9/2007	10/9/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email with attachment	Email	Email
BATES NO.	Withheld	TCI0943033 - TCI0943167	Withheld	Withheld	Withheld
NO.	1860	130	1861	1862	1863

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC/WP	0	0	0
DESCRIPTION	Attorney-client communications re: ACSEC and draft letter	Attorney-client communications re: AC SEC and draft letter	Attorney-client communications re: ACSEC and draft letter	Attorney-client communications re: AC	Attorney-client communications re: AC	Attorney-client communications re: AC SEC
၁၁	Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com>	Williams, Allan <awilliams@proskauer.co m="">; Jacobs, Arnold <ajacobs@proskauer.com>; Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com></ajacobs@proskauer.com></awilliams@proskauer.co>	Williams, Allan <awilliams@proskauer.co m&gt;; Jacobs, Arnold <ajacobs@proskauer.com &gt;; Sjoblom, Thomas V. <tsjoblom@proskauer.com< td=""><td></td><td></td><td></td></tsjoblom@proskauer.com<></ajacobs@proskauer.com </awilliams@proskauer.co 			
ТО	Perrell, Jacqueline siperrell@proskauer.com>; Sjoblom, Thomas V. Sjoblom@proskauer.com>; Slames@tcifund.com> slanchini, Maria Gabriela stz.com>; Slawiz, Marc stz.com>; Slanchini@s stz.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com>; Marc.Elovitz@srz.com; MariaGabriela.Bianchini@srz.com</james@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline -iperrell@proskauer.com>; Snehal Amin -Snehal@tcifund.com>; James Hawks -James@tcifund.com>; Marc.Elovitz@srz.com; MariaGabriela.Bianchini@srz.com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <a><a><a><a><a><a><a><a><a><a><a><a><a>&lt;</a></a></a></a></a></a></a></a></a></a></a></a></a>
FROM	Rishi@tcifund.com>	Perrell@proskauer.com>	Rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	10/9/2007	10/9/2007	10/9/2007	10/9/2007	10/9/2007	10/9/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1864	1865	1866	1867	1868	1869

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC/WP
DESCRIPTION	Attorney-client communications re: SEC	Attorney-client communications re: SEC	Attorney-client communications re: SEC	Attorney-client communications re: SEC	Attorney-client communications re:
၁၁					
ОТ	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	George Sard <gsard@sardverb.com> ; Richard Mintz  <richard.mintz@harbourgrp. com="">; Sam Whitehorn  <swhitehorn@mcbeestrategi c.com="">; Jonathan Gasthalter  <jgasthalter@sardverb.c om="">; Rishi Sunak  <rishi@toifund.com>;  marc.weingarten@srz.com;  map@srz.com; Rob  Chamberlin  <rcom>; TCI  Chamberlin@mcbeestrate  gic.com&gt;; TCI  ACI(@SARDVERB.com&gt;;  Matthew Triaca@harbourgr  p.com&gt;  p.com&gt;</rcom></rishi@toifund.com></jgasthalter@sardverb.c></swhitehorn@mcbeestrategi></richard.mintz@harbourgrp.></gsard@sardverb.com>
FROM	l.com>		Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	10/9/2007	10/9/2007	10/9/2007	10/9/2007	10/9/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	attachment attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1870	1871	1872	1873	1874

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC	AC	AC
DESCRIPTION	Attorney-client communications re: A CSX and draft letter	Attorney-client communications re: CSX	Attorney-client communications re: A CSX	Attorney-client communications re: A CSX	Attorney-client communications re: CSX
၁၁		Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 			
ТО	ia Gabriela George Sard  George Sard  GSard@SARDVERB.com> ; Jonathan Gasthalter sigasthalter@SARDVERB.c om>; Weingarten, Marc <hr/> cMarc.Weingarten, Marc <hr/> cMarc.Weingarten@srz.com >; Rosewater, David <hr/> cDavid.Rosewater@srz.com >; Richard Mintz <hr/> cRichard.Mintz@harbourgrp. com>; Matthew Triaca <hr/> com>; Sam Whitehorn <hr/> cswhitehorn@mcbeestrategi c.com>; Sob Chamberlin <hr/> cRchamberlin@mcbeestrategi c.com>; Rob Chamberlin <hr/> com>; Rob Chamberlin <hr/> com>; Rob Chamberlin <hr/> com>; Snehal Amin <hr/> cSnehal@tcffund.com>; Rishi Sunak <hr/> cRishi@tcffund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin   SMariaGabriela.Bianchini@   Snehal@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin   SMariaGabriela.Bianchini@   Snehal@tcifund.com   srz.com
DATE	10/9/2007	10/9/2007	10/9/2007	10/9/2007	10/9/2007
TYPE OF DOCUMENT	email with attachment	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1875 \	1876	1877	1878	1879

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Attorney-client communications re:	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX
၁၁	Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com="">; James Hawks <james@tcifund.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></james@tcifund.com></mariagabriela.bianchini@></tsjoblom@proskauer.com>				Elovitz, Marc <marc.elovitz@srz.com></marc.elovitz@srz.com>	Marc.Elovitz@srz.com	Elovitz, Marc <marc.elovitz@srz.com></marc.elovitz@srz.com>		
ТО	Perrell, Jacqueline <pre>cjperrell@proskauer.com&gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></pre>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz Marc.Elovitz@srz.com .com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	MariaGabriela.Bianchini@srz .com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Snehal@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	ıria Gabriela ela.Bianchini@	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	10/9/2007	10/9/2007	10/9/2007	10/9/2007	10/9/2007	10/9/2007	10/9/2007	10/9/2007	10/9/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1880	1881	1882	1883		1885	1886	1887	1888

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC	AC	AC	AC/WP	AC	AC
DESCRIPTION	Attorney-client communications re: CSX	Attorney-client communications re:	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX and draft letter	Attorney-client communications re: CSX	Attorney-client communications re: CSX
၁၁		TCI@SARDVERB.com>						
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin  -Snehal@tcifund.com>; Richard Mintz -Richard.Mintz@harbourgrp. com>; Sam Whitehorn -swhitehorn@mcbeestrategi c.com>; Rishi Sunak -Rishi@tcifund.com>; marc.weingarten@srz.com; marc.weingarten@srz.com; mgb@srz.com; Rob Chamberlin -Rchamberlin@mcbeestrate gic.com>	jperrell@proskauer.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	ia Gabriela   Snehal Amin a.Bianchini@ <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com	MariaGabriela.Bianchini@srz .com
FROM	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Sonehal@tcifund.com">Snehal@tcifund.com</a> srz.com>	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	10/9/2007	10/9/2007	10/9/2007	10/9/2007	10/9/2007	10/9/2007	10/9/2007	10/9/2007
TYPE OF DOCUMENT	Email	attachment attachment	Email	Email	Email	Email with attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1889	1890	1891	1892	1893	1894	1895	1896

Page 244

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP
DESCRIPTION	Attorney-client communications re: SEC and draft letter	Attorney-client communications re: SEC and draft letter
၁၁	Williams, Allan <a href="AdVilliams@proskauer.co"> AJacobs@proskauer.com</a> <a href="AJacobs@proskauer.com"> Sjoblom, Thomas V.</a> <a href="Asjoblom@proskauer.com"> Sjoblom@proskauer.com</a> <a href="AJacobriela"> Sjanchini, Maria Gabriela</a> <a href="AMAriaGabriela"> AMariaGabriela.Bianchini@arz.com</a> <a href="AJacobriela"> SIZ.com</a> <a href="AJacobriela"> Elovitz</a> <a amarc.elovitz@srz.com"="" href="Marc.Elovitz@srz.com&lt;/a&gt; &lt;a href="> AMarc.Elovitz@srz.com</a> <a href="AMarc.Elovitz@srz.com"> AMarc.Elovitz@srz.com</a>	Williams, Allan <awilliams@proskauer.co m="">; Jacobs, Arnold <ajacobs@proskauer.com>; Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@srz.com>; Elovitz, Marc <marc.elovitz@srz.com></marc.elovitz@srz.com></mariagabriela.bianchini@srz.com></tsjoblom@proskauer.com></ajacobs@proskauer.com></awilliams@proskauer.co>
ТО	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>
FROM	Perrell, Jacqueline   Rishi Sunak   <pre></pre> <pre>&lt;</pre>	Perrell, Jacqueline <pre></pre>
DATE	10/9/2007	10/9/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld
NO.	1897	1898

TCI Amended Privilege Log for the April 9, 2008 Production

CSX v. TCl, et al., No. 08 Civ. 2764

Page 246

BASIS FOR PRIVILEGE AC AC AC DESCRIPTION Email chain re. website. Email chain re. website. Email chain re. website. <Matthew.Triaca@harbourg <Matthew.Triaca@harbourg rp.com>; tci@sardverb.com <Rchamberlin@mcbeestrat <Rishi@tcifund.com>; Matthew.Triaca@harbourgr marc.weingarten@srz.com; david.rosewater@srz.com; egic.com>; Matthew Triaca <swhitehorn@mcbeestrate <jgasthalter@SARDVERB.</p> Rishi Sunak <Rishi@tcifund.com>; <Rishi@tcifund.com>; mgb@srz.com; Rob gic.com>; Jonathan Gasthalter com>; Rishi Sunak ပ္ပ Matthew Triaca Sam Whitehorn Rishi Sunak Chamberlin -moo.d Richard.Mintz@harbourgrp.c <Richard.Mintz@harbourgrp. <GSard@SARDVERB.com> Bianchini, Maria Gabriela <MariaGabriela.Bianchini@s com>; George Sard <GSard@SARDVERB.com> MariaGabriela Bianchini@srz <GSard@SARDVERB.com> <Snehal@tcifund.com>; George Sard .com; Snehal Amin <Snehal@tcifund.com> rz.com>; Snehal Amin 2 Richard Mintz George Sard <Richard.Mintz@harbourgr <Richard.Mintz@harbourgr <Snehal@tcifund.com> FROM Richard Mintz Richard Mintz Snehal Amin p.com> p.com> 10/9/2007 10/9/2007 0/9/2007 DOCUMENT TYPE OF Email Email Email BATES NO. Withheld Withheld Withheld 1900 1901 1899 9 S

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	,C/WP	Ų	Ų	Ų	AC	AC
DESCRIPTION	Information on SEC response to the AC/WP production.	Information on SEC response to the AC production.	Information on SEC response to the AC production.	Information on SEC response to the AC production.	Revised privileged and confidential  A	Revised privileged and confidential  A
သ	Williams, Allan <awilliams@proskauer.co m&gt;; Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com </awilliams@proskauer.co 	Williams, Allan <awilliams@proskauer.co m&gt;; Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com </awilliams@proskauer.co 		Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Matthew.Triaca@harbourgr p.com</rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Matthew.Triaca@harbourgr p.com; TCI <tci@sardverb.com></tci@sardverb.com></rishi@tcifund.com>
01	Rishi Sunak <rishi@tcifund.com>;  Snehal Amin  <snehal@tcifund.com>;  James Hawks  <james@tcifund.com>;  MariaGabriela.Bianchini@srz  .com; Marc.Elovitz@srz.com</james@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <pre>cjperrell@proskauer.com&gt;; Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com>; MariaGabriela.Bianchini@srz.com; Marc.Elovitz@srz.com</james@tcifund.com></snehal@tcifund.com></pre>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Richard.Mintz@harbourgrp.c   Rishi Sunak om;   <rishi@tcifund.com>;   Alishi@tcifund.com&gt;;   MariaGabriela.Bianchini@srz Matthew.Triaca@harbourgr.com; Snehal Amin   p.com   p.com</rishi@tcifund.com>	Richard.Mintz@harbourgrp.c   Rishi Sunak om;   <rishi@tcifund.com>;   MariaGabriela.Bianchini@srz Matthew.Triaca@harbourgr com; Snehal Amin   p.com; TCl</rishi@tcifund.com>
FROM	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard <gsard@sardverb.com om;="">   Mar    </gsard@sardverb.com>	George Sard <gsard@sardverb.com om;=""> Mar  :con :con</gsard@sardverb.com>
DATE	10/9/2007	10/9/2007	10/9/2007	10/9/2007	10/9/2007	10/9/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1902	1903	1904	1905	1906	1907

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE										
BA	AC	AC	WP	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Revised privileged and confidential letter	Revised privileged and confidential letter	Letter to SEC.	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX
၁၁		TCI <tci@sardverb.com></tci@sardverb.com>		Rishi@tcifund.com>				Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 		Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>
ОТ	George Sard <gsard@sardverb.com></gsard@sardverb.com>		Paul W. Ryan	MariaGabriela. Bianchini@srz Rishi Sunak .com; Angus Milne <angus@tcifund.com>; James Hawks <james@tcifund.com>; Ghislaine Couvillat <ghislaine@tcifund.com>; Marc.Elovitz@srz.com</ghislaine@tcifund.com></james@tcifund.com></angus@tcifund.com>	MariaGabriela.Bianchini@srz .com	MariaGabriela.Bianchini@srz .com	MariaGabriela.Bianchini@srz .com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela. Bianchini@srz Rishi Sunak .com; Angus Milne <angus@tcifund.com>; Ghislaine Couvillat <ghislaine@tcifund.com>; Marc.Elovitz@srz.com</ghislaine@tcifund.com></angus@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard <gsard@sardverb.com <snehal@tcifund.com=""  =""> &gt;</gsard@sardverb.com>	Thomas A. Sjoblom, Proskauer Rose	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Elovitz, Marc <marc.elovitz@srz.com></marc.elovitz@srz.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	James Hawks <james@tcifund.com></james@tcifund.com>
DATE	10/9/2007	10/9/2007	10/9/2007	10/10/2007	10/10/2007	10/10/2007	10/10/2007	10/10/2007	10/10/2007	10/10/2007
TYPE OF DOCUMENT	Email	Email	Letter	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld		Withheld	Withheld	Withheld
NO.	1908	1909	1910	1911	1912	1913	1914	1915	1916	1917

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC	AC	AC	AC
DESCRIPTION	Attorney-client communications re: CSX and draft of public communications	Attorney-client communications re: disclosure requirements	Attorney-client communications re: disclosure requirements	Attorney-client communications re: disclosure requirements	Internal discussions about attorney- AC client communications re: disclosure requirements	Internal discussions about attorney- AC client communications re: disclosure requirements
၁၁	TCI@SARDVERB.com>	Snehal Amin Snehal@tcifund.com>; Elovitz, Marc <marc.elovitz@srz.com></marc.elovitz@srz.com>				
10	Jonathan Gasthalter Jigasthalter@SARDVERB.c om>; Snehal Amin <snehal@tcifund.com>; Richard Mintz <richard <richard="" com="" mintz="">; Sam Whitehorn swhitehorn@mcbeestrategi c.com&gt;; marc.weingarten@srz.com; mgb@srz.com; Rob Chamberlin <rciiiiiiiiiiiiiiiiiiiiiiiiiiiiiiiiiiii< th=""><th>Joe OFlynn <joflynn@tcifund.com></joflynn@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Chris Townend CChris3@tcifund.com&gt;; Adrian Beattie <abeattie@tcifund.com></abeattie@tcifund.com></th><th>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th></rciiiiiiiiiiiiiiiiiiiiiiiiiiiiiiiiiiii<></richard></snehal@tcifund.com>	Joe OFlynn <joflynn@tcifund.com></joflynn@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Townend CChris3@tcifund.com>; Adrian Beattie <abeattie@tcifund.com></abeattie@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Rishi@tcifund.com>	Bianchini, Maria Gabriela Joe O'Flynn <mariagabriela.bianchini@ <joflynn@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	10/10/2007	10/10/2007	10/10/2007	10/10/2007	10/10/2007	10/10/2007
TYPE OF DOCUMENT	Email with attachment				Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1918	1919	1920	1921	1922	1923

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

		1	1		l
BASIS FOR PRIVILEGE	AC	AC	AC	WP	WP
DESCRIPTION	Information on SEC response to the AC production.	Information on SEC response to the AC production.	Information re. SEC filing.	Draft letter to SEC.	Letter to SEC.
၁၁	Williams, Allan <awilliams@proskauer.co m&gt;; Jacobs, Arnold <ajacobs@proskauer.com &gt;; Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;; Elovitz, Marc <marc.elovitz@srz.com></marc.elovitz@srz.com></mariagabriela.bianchini@ </tsjoblom@proskauer.com </ajacobs@proskauer.com </awilliams@proskauer.co 		Marc.Elovitz@srz.com; MariaGabriela.Bianchini@sr z.com; Williams, Allan <awilliams@proskauer.co m="">; Jacobs, Arnold <ajacobs@proskauer.com></ajacobs@proskauer.com></awilliams@proskauer.co>		
01	Perrell, Jacqueline <jperrell@proskauer.com>; Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Paul W. Ryan	Paul W. Ryan
FROM	Rishi@tcifund.com>	Perrell, Jacqueline Rishi Sunak <jperrell@proskauer.com> <rishi@tcifund.com></rishi@tcifund.com></jperrell@proskauer.com>	Perrell, Jacqueline Rishi Sunak <jperrell@proskauer.com> <rishi@trifund.com>; Snehal Amin <snehal@tcifund.com: <james@tcifund.com="" hawks="" james=""></snehal@tcifund.com:></rishi@trifund.com></jperrell@proskauer.com>	Thomas A. Sjoblom, Proskauer Rose	Thomas A. Sjoblom, Proskauer Rose
DATE	10/10/2007	10/10/2007	10/10/2007	10/10/2007	10/10/2007
TYPE OF DOCUMENT	Emaii	Email	Email	Letter	Letter
BATES NO.	Withheld	1929 Withheld	Withheld	Withheld	Withheld
NO.	1928	1929	1930	1931	1932

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC/WP	AC/WP	AC/WP	AC/WP
DESCRIPTION	Attorney-client communications re: CSX and draft of public communications	Email and legal memoranda re: CSX director positions	Draft letter to CSX Board /	Draft letter to CSX Board	Draft letter to CSX Board	Draft website disclaimers
၁၁	TCI@SARDVERB.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 				Weingarten, Marc <marc.weingarten@srz.co m&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></marc.weingarten@srz.co 
ТО	Snehal Amin  Snehal@tcifund.com>; Richard Mintz  -Richard.Mintz@harbourgrp. com>; Sam Whitehorn  -swhitehorn@mcbeestrategi c.com>; Rishi Sunak  -Rishi@tcifund.com>; marc.weingarten@srz.com; mad.rosewater@srz.com; mgb@srz.com; Rob Chamberlin  -Rchamberlin@mcbeestrate	ia Gabriela Snehal Amin a.Bianchini@ <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela   Matthew Triaca   Weingarten, Marc <mariagabriela.bianchini@ <marc.weingarten@srz.co="" <matthew.triaca@harbourgr="" m=""  ="">; Snehal Amin   com&gt;   <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.bianchini@>
FROM	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Sonehal@tcifund.com">Snehal@tcifund.com</a> srz.com>	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Sonehal@tcifund.com&gt;">Snehal@tcifund.com&gt;</a> srz.com>	Bianchini, Maria Gabriela   Snehal Amin   SMariaGabriela.Bianchini@   Snehal@tcifund.com>   srz.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	10/11/2007	10/11/2007	10/11/2007	10/11/2007	10/11/2007	10/11/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1933	1934	1935	1936	1937	1938

BASIS FOR PRIVILEGE	AC	AC/WP	AC/WP	AC/WP	AC/WP	
DESCRIPTION	Discussions about lobbying efforts	Memo re. director independence.	Memo re. director independence.	Memo re. director independence.	Draft letter to CSX Board	
၁၁						
ТО	Snehal Amin <snehal@tcifund.com>; Rob Chamberlin <rchamberlin@mcbeestrate gic.com&gt;</rchamberlin@mcbeestrate </snehal@tcifund.com>	Snehal Amin, Rishi Sunak	Snehal Amin, Rishi Sunak	Snehal Amin, Rishi Sunak	Chris Hohn <chris@tcifund.com>; Rishi</chris@tcifund.com>	Sunak - Rishi@teifund.com>; Richard.Mintz@harbourgrp.com>; Matthew.Triaca@harbourgrp.com>; George Sard - GSard@SARDVERB.com>; Jonathan Gasthalter - sigasthalter@SARDVERB.com>; Sam Whitehorn - swhitehorn@mcbeestrategi c.com>; Rob Chamberlin - Rchamberlin@mcbeestrate gic.com>; James Hawks - James@tcifund.com>; pharkins@dfking.com; marc.weingarten@srz.com; Rosewater, David - Cavaid.Rosewater@srz.com; Rosewater, David - Sianchini, Maria Gabriela - KalariaGabriela.Bianchini@s - Rocom>
FROM	0	Zabel LLP	Zabel LLP	& Zabel LLP	id.com>	
DATE	10/11/2007	10/11/2007	10/11/2007	10/11/2007	10/12/2007	
TYPE OF DOCUMENT	Email	Memo	Memo	Memo	Email with attachment	
BATES NO.	Withheld	Withheld			Withheld	
NO.	1939	_			1943	

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC	AC
DESCRIPTION	Internally forwarded email containing attorney-client communications re: draft press releases	draft of public cations re: draft of public ications	Internal discussions about attorney- AC client communications re: draft press releases	Internal discussions about attorney- AC client communications re: draft press releases
၁၁				
10	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin  Snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Richard.Mintz@harbourgrp.c om; Matthew Triaca@harbourgr p.com&gt;; George Sard  <gsard@sardverb.com> ; Jonathan Gasthalter  sjgasthalter@SARDVERB.com&gt; ; Jonathan Gasthalter  sygasthalter@SARDVERB.com&gt; ; Jonathan Gasthalter  swhitehorn@mcbeestrategi c.com&gt;; Rob Chamberlin  <rchamberlin@mcbeestrategi c.com="">; James Hawks  <james@tcifund.com>; pharkins@dfking.com; marc.weingarten@srz.com; Rosewater, David  <david.rosewater@srz.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></david.rosewater@srz.com></james@tcifund.com></rchamberlin@mcbeestrategi></gsard@sardverb.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	10/12/2007	10/12/2007	10/12/2007	10/12/2007
TYPE OF DOCUMENT	Email with attachment	attachment attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	1944	1945	1946	1947

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC/WP	AC/WP
DESCRIPTION	Draft press release disclaimers	Email containing attorney-client communications re: CSX and draft letter	Email containing attorney-client communications re: CSX and draft letter	Attorney-client communications re: CSX and draft of public communications
၁၁	Weingarten, Marc <marc.weingarten@srz.co m&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></marc.weingarten@srz.co 			
ТО	Jonathan Gasthalter <jgasthalter@sardverb.c om&gt;</jgasthalter@sardverb.c 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin  Snehal@tcifund.com>; Richard.Mintz@harbourgrp.c om; Matthew Triaca <matthew.triaca@harbourgr p.com="">; George Sard <gsard@sardverb.com>; Jonathan Gasthalter <jgasthalter@sardverb.c om="">; Sam Whitehorn <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin <rchamberlin@mcbeestrate gic.com="">; James Hawks <james@tcifund.com>; pharkins@dfking.com; marc.weingarten@srz.com; Rosewater, David <david <="" <salanchini,="" gabriela="" maria="" rosewater.qsrz.com="" td="">   *; Bianchini, Maria Gabriela    <baillanchini, <="" gabriela="" maria="" td=""> <a.com> <a.bainchini, <="" gabriela="" maria="" td=""> <a.com></a.com></a.bainchini,></a.com></baillanchini,></david></james@tcifund.com></rchamberlin@mcbeestrate></swhitehorn@mcbeestrategi></jgasthalter@sardverb.c></gsard@sardverb.com></matthew.triaca@harbourgr>
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi@tcifund.com>
DATE	10/12/2007	10/12/2007	10/12/2007	10/12/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	attachment attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	1948	1949	1950	1951

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

.																
BASIS FOR PRIVILEGE	AC/WP			AC/WP		AC/WP			AC/WP					AC/WP		
DESCRIPTION	Attorney-client communications re: AC/WP	CSX and draft of public	communications	Attorney-client communications re:	CSX and draft letter	Email containing attorney-client	communications re: CSX and draft	of public communications	MariaGabriela.Bianchini@srAttorney-client communications re:	CSX and draft letter				Email containing attorney-client	communications re: CSX and draft	of public communications
cc									MariaGabriela.Bianchini@sr	z.com; Rishi Sunak	<rishi@tcifund.com>;</rishi@tcifund.com>	Snehal Amin	<snehal@tcifund.com></snehal@tcifund.com>			
ТО	Snehal Amin	<snehal@tcifund.com></snehal@tcifund.com>		Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>		Tuckley, Jane	<jane.tuckley@traverssmit 2.com;="" rishi="" sunak<="" td=""><td>h.com&gt;</td><td></td><td></td><td>Rishi Sunak</td><td><rishi@tcifund.com></rishi@tcifund.com></td><td></td></jane.tuckley@traverssmit>	h.com>			Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>	
FROM	Peter Harkins	<pre><pharkins@dfking.com></pharkins@dfking.com></pre>		Peter Harkins	<	Peter Harkins	<pre><pharkins@dfking.com></pharkins@dfking.com></pre>		James Hawks	<james@tcifund.com></james@tcifund.com>				Snehal Amin	<snehal@tcifund.com></snehal@tcifund.com>	
DATE	10/12/2007			10/12/2007		10/12/2007			10/12/2007					10/12/2007		
TYPE OF DOCUMENT	Email with	attachment		Email with	attachment	Email with	attachment		Email with	attachment				Email with	attachment	
BATES NO.	Withheld			Withheld		Withheld			Withheld					Withheld		
NO.	1952			1953		1954			1955					1956		

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	ACMP
DESCRIPTION	Attorney-client communications re: CSX and draft of public communications
၁၁	
ТО	Rishi Sunak  Rishi@tcifund.com>; Snehal Amin Snehal Amin Canehal@tcifund.com>; Richard Mintz Richard Mintz Richard Mintz@harbourgrp. com>; George Sard GSard@SARDVERB.com>; Jonathan Gasthalter cj. Jonathan Gasthalter cj. Jonathan Gasthalter Sam Whitehorn cswhitehorn@mcbeestrategi c.com>; Rob Chamberlin Rchamberlin@mcbeestrate gic.com>; James Hawks James@tcifund.com>; pharkins@dfking.com; marc.weingarten@srz.com; Rosewater, David CDavid.Rosewater@srz.com Si Bianchini, Maria Gabriela AmriaGabriela.Bianchini@s rz.com>
FROM	Matthew Triaca <pre></pre>
DATE	10/12/2007
TYPE OF DOCUMENT	attachment attachment
BATES NO.	Withheld
NO.	1957

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC/WP	AC
DESCRIPTION	Attorney-client communications re:	Attorney-client communications re: CSX and draft letter	Attorney-client communications re: CSX and draft letter	Attorney-client communications re: CSX and draft letter
၁၁				
ТО	Snehal Amin  -Snehal@tcifund.com>; Chris Hohn -Chris@tcifund.com>; Richard.Mintz@harbourgrp.c om; Matthew Triaca@harbourgr om; George Sard -CGSard@SARDVERB.com>; Jonathan Gasthalter -jgasthalter@SARDVERB.com>; Jonathan Gasthalter ccom>; Rob Chamberlin -Rchamberlin@mcbeestrategi c.com>; Rob Chamberlin -Rchamberlin@mcbeestrategi c.com>; James Hawks -Sames@tcifund.com>; pharkins@dfking.com; marc.weingarten@srz.com; Rosewater, David -David.Rosewater@srz.com >; Bianchini, Maria Gabriela -Kanna-	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	ia Gabriela   Snehal Amin Ia.Bianchini@   <snehal@tcifund.com></snehal@tcifund.com>
FROM	Rishi@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Sonehal@tcifund.com">Snehal@tcifund.com</a> srz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	10/12/2007	10/12/2007	10/12/2007	10/12/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	1958	1959	1960	1961

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	υ l	U	O	AC/WP	AC/WP	AC/WP	U	O	O	U	O	O	U	U
DESCRIPTION	Attorney-client communications re: AC CSX and draft letter	Attorney-client communications re: AC CSX and draft letter	Attorney-client communications re: ACCSX and draft letter	Counsel's advice re: Bloomberg Ar interview	Counsel's edits to letter to CSX A	Counsel's edits to letter to CSX A	Comments re. letter to AC shareholders.	Email chain re. comments on letter AC to shareholders.	Email chain re. comments on letter AC to shareholders.	Email chain re. comments on letter AC to shareholders.	Email chain re. comments on letter AC to shareholders.	Email chain re. comments on letter AC to shareholders.	Email chain re. comments on letter AC to shareholders.	Email chain re. comments on letter AC to shareholders.
၁၁												Matt Triaca Email chain re, c   AMatthew. Triaca@harbourg to shareholders. rp. com>	Matthew.Triaca@harbourgr p.com	
ТО	MariaGabriela.Bianchini@srz .com	MariaGabriela.Bianchini@srz .com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rchamberlin@mcbeestrategi c.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	richard.mintz@harbourgrp.co m	richard.mintz@harbourgrp.co m	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	richard.mintz@harbourgrp.co m		richard.mintz@harbourgrp.co Matthew.Triaca@harbourgr m	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Snehal Amin   <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	ia Gabriela a.Bianchini@	, Maria Gabriela Ibriela.Bianchini@	ria Gabriela la.Bianchini@	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Richard Mintz <a>Richard.Mintz@harbourgr</a> p.com>	Amin I@tcifund.com>	Snehal Amin Snehal@tcifund.com>	z@harbourgr	Snehal Amin Snehal@tcifund.com>	z@harbourgr	Snehal Amin Snehal@tcifund.com>	Richard Mintz <richard.mintz@harbourgr p.com&gt;</richard.mintz@harbourgr 
DATE	10/12/2007	10/12/2007	10/12/2007	10/12/2007	10/12/2007	10/12/2007	10/12/2007	10/12/2007	10/12/2007	10/12/2007	10/12/2007	10/12/2007	10/12/2007	10/12/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment	Email with attachment	Email with attachment	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1962	1963	1964	1965	1966	1961	1968	1969	1970	1971	1972	1973	1974	1975

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE						
DESCRIPTION	Discussion re. comments made to AC press.	Discussion re. comments made to AC press.	Final version of the letter to the board of directors.	Comments on the letter to the Board.	Comments on the letter to the AC Board.	Draft of a letter. AC
၁၁	Rishi@tcifund.com>			Rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; TCl <tcl@sardverb.com></tcl@sardverb.com></rishi@tcifund.com>
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FROM	Snehal Amin <snehal@tcifund.com> ()</snehal@tcifund.com>	1 1/2	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	ate	Rob Chamberlin «Chamberlin @mcbeestrat egic.com»	George Sard  CGSard@SARDVERB.com <snehal@tcifund.com>; richard.mintz@harbourg m; swhitehorn@mcbeestrat com; Rchamberlin@mcheestr</snehal@tcifund.com>
DATE	10/12/2007	10/12/2007	10/12/2007	10/12/2007	10/12/2007	10/12/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld		Withheld	Withheld
NO.	1976	1977	1979		1981	1984

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	C/WP	AC		AC/WP	AC/WP	Ų	O O
DESCRIPTION	Attorney-client communications re: AC/WP CSX and draft of public communications	Press release and background A discussions.	Press release and background discussions.	Counsel's edits to letter to CSX A	Counsel's edits to letter to CSX A	Consultant's discussion of counsel's AC edits to letter to CSX	Consultant's discussion of counsel's AC edits to letter to CSX
၁၁	<tci@sardverb.com></tci@sardverb.com>						
ТО	Snehal Amin  -Snehal@tcifund.com>; Richard Mintz -Richard.Mintz@harbourgrp. com>; Sam Whitehorn -swhitehorn@mcbeestrategi c.com>; Rishi Sunak -Rishi@tcifund.com>; marc.weingarten@srz.com; marc.weingarten@srz.com; mgb@srz.com; Rob Chamberlin -Rchamberlin@mcbeestrate	jgasthalter@SARDVERB.co m; GSard@SARDVERB.com	Snehal Amin -Snehal@tcifund.com>; Jonathan Gasthalter -igasthalter@SARDVERB.c om>	GSard@SARDVERB.com; jgasthalter@SARDVERB.co m	richard.mintz@harbourgrp.co m	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	richard.mintz@harbourgrp.co m
FROM	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard <gsard@sardverb.com <snehal@tcifund.com="">;  Jonathan Gasthalter  <jgasthalter@sardvef om=""></jgasthalter@sardvef></gsard@sardverb.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Richard Mintz Snehal Amin <richard.mintz@harbourgr <snehal@tcifund.com=""></richard.mintz@harbourgr>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	10/13/2007	10/13/2007	10/13/2007	10/14/2007	10/14/2007	10/14/2007	10/14/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email with attachment	Email with attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	1985	1986	1987	1988	1989	1990	1991

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC/WP	AC/WP
DESCRIPTION	Press release edits.	Information re. SEC filing.	Email regarding counsel's draft Aletter.	Email regarding counsel's draft A letter.	Consultant's advice in connection A with SRZ's legal services	Email containing counsel's advice A re: Bloomberg interview	related to cations re: ress
၁၁	TCI@SARDVERB.com				Snehal Amin <snehal@tcifund.com>; TCI <tci@sardverb.com></tci@sardverb.com></snehal@tcifund.com>		Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
ТО	igasthalter@SARDVERB.com m; m; richard.mintz@harbourgrp.co m; swhitehorn@mcbeestrategic. com; Rishi Sunak ARishi@tcifund.com>; marc.weingarten@srz.com; David.Rosewater@srz.com; Rchamberlin@mcbeestrategi c.com	jperrell@proskauer.com; tsjoblom@proskauer.com	Snehal Amin -Snehal@tcifund.com>; Jonathan Gasthalter -jgasthalter@SARDVERB.c om>	Snehal Amin «Snehal@tcifund.com»; Jonathan Gasthalter «jgasthalter@SARDVERB.c om»	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></chris@tcifund.com>
FROM	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard <gsard@sardverb.com <snehal@tcifund.com="">;  Jonathan Gasthalter  <jgasthalter@sardvef om=""></jgasthalter@sardvef></gsard@sardverb.com>	George Sard <gsard@sardverb.com <snehal@tcifund.com="">;  Jonathan Gasthalter  <jgasthalter@sardvef om=""></jgasthalter@sardvef></gsard@sardverb.com>	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	10/14/2007	10/14/2007	10/14/2007	10/14/2007	10/15/2007	10/15/2007	10/15/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	TC10943256 - TC10943262	Withheld	Withheld
NO.	1992	1993	1994	1995	131	1996	1997

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	۷P	ΑΛ	A.									
BA PR	AC/V	ACV	AC/V	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	In house counsel's communications AC/WP re: draft letter to CSX and press release	In house counsel's communications AC/WP re: draft letter to CSX and press release	In house counsel's communications AC/WP re: draft letter to CSX and press release	Counsel's advice re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX
၁၁		James Hawks <james@tcifund.com></james@tcifund.com>		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>				
ТО	Rebecca Lock <rebecca2@tcifund.com></rebecca2@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>	ia Gabriela Rishi Sunak Ia.Bianchini@ <rishi@tcifund.com></rishi@tcifund.com>	MariaGabriela.Bianchini@srz Snehal Amin .com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	MariaGabriela.Bianchini@srz Snehal Amin com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	MariaGabriela.Bianchini@srz .com	ia Gabriela Rishi Sunak Ia.Bianchini@ <rishi@tcifund.com></rishi@tcifund.com>	MariaGabriela.Bianchini@srz .com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	James Hawks <james@tcifund.com></james@tcifund.com>	Rebecca Lock <rebecca2@tcifund.com></rebecca2@tcifund.com>	Rebecca Lock <rebecca2@tcifund.com></rebecca2@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	iela hini@	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com=""></mariagabriela.bianchini@>
DATE	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment		Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009

Filed 06/04/2008

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BASIS FOR PRIVILEGE	AC/WP	AC/WP	O	AC	AC	O	AC	O	AC/WP	AC/WP	AC/WP
DESCRIPTION	Attorney-client communications re: A CSX and draft letter	Attorney-client communications re: A CSX and draft letter	Attorney-client communications re: ACC	Attorney-client communications re: A CSX	Attorney-client communications re: A CSX	Attorney-client communications re: ACCSX	Attorney-client communications re: A CSX	Attorney-client communications re: ACC	Attorney-client communications re: A letter to CSX	Attorney-client communications re: A letter to CSX	Attorney-client communications re: A letter to CSX
သ			Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>			Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>				
OT.	MariaGabriela.Bianchini@srz.com; .com; marc.weingarten@srz.com	MariaGabriela.Bianchini@srz.com; .com; marc.weingarten@srz.com	MariaGabriela.Bianchini@srz Snehal Amin .com; matthew.triaca@harbourgrp. com	MariaGabriela.Bianchini@srz .com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Matthew Triaca   Snehal Amin <matthew. td="" triaca@harbourgr<=""> <snehal@tcifund.com>   p.com&gt;; mgb@srz.com</snehal@tcifund.com></matthew.>	Rishi Sunak <rishi@tcifund.com>; mgb@srz.com</rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com; jgasthalter@SARDVERB.co m	MariaGabriela.Bianchini@srz .com; jgasthalter@SARDVERB.co m	AJacobs@proskauer.com; AWilliams@proskauer.com
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	ifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	8.	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Ξ.	Bianchini, Maria Gabriela <a href="MariaGabriela"></a> . SMariaGabriela.Bianchini@ <a href="Stz.com">srz.com</a>	min ②tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin Snehal@tcifund.com>
DATE	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email	Email	Email	Email			Email with attachment		
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC	AC	AC	AC
DESCRIPTION	Attorney-client communications re: letter to CSX	Consultant's advice in connection with SRZ's legal services	Consultant's advice in connection with SRZ's legal services	Counsel's advice re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX
၁၁		TCI@SARDVERB.com>	TCI@SARDVERB.com>		TCI@SARDVERB.com	TCI@SARDVERB.com
ТО	pamela.garvie@klgates.com	Bianchini, Maria Gabriela Jonathan Gasthalter TCI <pre></pre> <pre>AMariaGabriela.Bianchini@ </pre> <pre></pre> <pre>om&gt;;</pre>	Chris Kittredge Chris Kittredge@sardverb.com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	ckittredge@sardverb.com; MariaGabriela.Bianchini@srz.com; jgasthalter@SARDVERB.co m; Matthew.Triaca@harbourgrp.com	Snehal Amin -Snehal@tcifund.com>; ckittredge@sardverb.com; jgasthalter@SARDVERB.co m; Matthew.Triaca@harbourgrp .com
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Chris Kittredge <ckittredge@sardverb.com &gt;</ckittredge@sardverb.com 	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007
TYPE OF DOCUMENT		Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2032		2034	2035	2036	2037

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC
DESCRIPTION	Attorney-client communications re:	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX
၁၁		TCI@SARDVERB.com>			
01	Matthew Triaca  AmariaGabriela acMariaGabriela Bianchini@s  grp.com>	Chris Kittredge  ckittredge@sardverb.com  ckittredge@sardverb.com	ria Gabriela Snehal Amin la.Bianchini@ <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»
FROM	Matthew Triaca <matthew.triaca@harbour grp.com&gt;</matthew.triaca@harbour 	Chris Kittredge@sardverb.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@toifund.com="">; srz.com&gt;  Rishi Sunak  <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.bianchini@>
DATE	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007
TYPE OF DOCUMENT		Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2038	2039 V	2040 V	2041 V	2042 V

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	re: AC	re: AC	re: AC		re: AC	re: AC
DESCRIPTION	Attorney-dient communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX and draft letter	Attorney-client communications re: CSX and draft letter	Attorney-client communications re: CSX and draft letter
೮					-Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela «MariaGabriela Bianchini@ srz.com»; Rishi Sunak «rishi@tcifund.com»; Snehal Amin
OT	Matthew.Triaca@harbourgrp.com; MariaGabriela.Bianchini@srz.com; igasthalter@SARDVERB.com; Rishi Sunak <rishi@tcifund.com>; richard.mintz@harbourgrp.com; Rishi Sunak<rishi@tcifund.com></rishi@tcifund.com></rishi@tcifund.com>	MariaGabriela.Bianchini@srz.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz.com; jgasthalter@SARDVERB.co m; Rishi Sunak <rishi@tcifund.com>; Richard Mintz <richard.mintz@harbourgrp.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></richard.mintz@harbourgrp.com></rishi@tcifund.com>	ria Gabriela DS-Mailbox <ds-mailbox.ds snehal amin="" mailbox@srz.com=""  =""  a.bianchini@="">   Rishi Sunak     Rishi Sunak  </ds-mailbox.ds snehal>	Bianchini, Maria Gabriela Matthew Triaca Amaria Gabriela Gabriela Gabriela Sianchini@ <a href="mailto:com">Matthew Triaca@harbourgr"&gt;Maria Gabriela Bianchini@ <a href="mailto:com">Maria Gabriela Bianchini@ srz.com</a>; srz.com</a> ; Rishi Sunak chitredge@sardverb.com; <a href="mailto:com"><a href="mailto:com"><a href="mailto:com">crishi@tcifund.com</a>; jgasthalter@SARDVERB.co</a> Snehal Amin</a>
FROM	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Matthew Triaca <matthew.triaca@harbour grp.com&gt;</matthew.triaca@harbour 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007
TYPE OF DOCUMENT				Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2043	2044	2045		2047	2048

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

GE							
BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Attorney-client communications re: CSX and draft letter	Attorney-client communications re: CSX related press releases	Attorney-client communications re: CSX related press releases	Attorney-client communications re: CSX related press releases	Discussion re. website.	Discussion re. website.	igasthalter@SARDVERB.co Discussion re. press release. m; TCI <tci@sardverb.com></tci@sardverb.com>
၁၁	Bianchini, Maria Gabriela «MariaGabriela.Bianchini@ srz.com»; Rishi Sunak «rishi@tcifund.com»; Snehal Amin «snehal@tcifund.com»	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>		Snehal Amin <snehal@tcifund.com>; matthew.triaca@harbourgrp .com</snehal@tcifund.com>	Snehal Amin Snehal@tcifund.com>; matthew.triaca@harbourgrp .com	jgasthalter@SARDVERB.cc m; TCI <tci@sardverb.com></tci@sardverb.com>
ТО	a Gabriela jgasthalter@SARDVERB.co Bianchini, Maria Gabriela .Bianchini@ m; ckittredge@sardverb.com <mariagabriela.bianchini@ srz.com="">; Rishi Sunak <ri>rishi@tcifund.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></ri></mariagabriela.bianchini@>	Bianchini, Maria Gabriela Rishi Sunak «MariaGabriela.Bianchini@s <rishi@tcifund.com>; rz.com&gt;; Snehal Amin igasthalter@SARDVERB.co <snehal@tcifund.comm; ckittredge@sardverb.com<="" th=""><th>Bianchini, Maria Gabriela Rishi Sunak «MariaGabriela.Bianchini@s <rishi@tcifund.com>; rz.com&gt;; Chris Kittredge SARDVERB.c <snehal@tcifund.comom></snehal@tcifund.comom></rishi@tcifund.com></th><th>Chris Hohn <chris@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></chris@tcifund.com></th><th>MariaGabriela.Bianchini@srz Snehal Amin .com matthew.triac .com</th><th>Rishi Sunak  <rishi@tcifund.com>;  <snehal@tcifund.com>;  MariaGabriela.Bianchini@srz matthew.triaca@harbourgrp .com .com</snehal@tcifund.com></rishi@tcifund.com></th><th>a@harbour <mariagabriela.bianchini@s m;="" r.com="" tci="">; Snehal Amin <tci@ <snehal@tcifund.com=""></tci@></mariagabriela.bianchini@s></th></snehal@tcifund.comm;></rishi@tcifund.com>	Bianchini, Maria Gabriela Rishi Sunak «MariaGabriela.Bianchini@s <rishi@tcifund.com>; rz.com&gt;; Chris Kittredge SARDVERB.c <snehal@tcifund.comom></snehal@tcifund.comom></rishi@tcifund.com>	Chris Hohn <chris@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></chris@tcifund.com>	MariaGabriela.Bianchini@srz Snehal Amin .com matthew.triac .com	Rishi Sunak <rishi@tcifund.com>;  <snehal@tcifund.com>;  MariaGabriela.Bianchini@srz matthew.triaca@harbourgrp .com .com</snehal@tcifund.com></rishi@tcifund.com>	a@harbour <mariagabriela.bianchini@s m;="" r.com="" tci="">; Snehal Amin <tci@ <snehal@tcifund.com=""></tci@></mariagabriela.bianchini@s>
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Matthew Triaca	Matthew Triaca <matthew.triaca@harbour grp.com&gt;</matthew.triaca@harbour 
DATE	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email	Email with attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2049	2050	2051	2052	2054	2055	2056

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BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC/WP	AC	AC	AC	AC	AC	AC
DESCRIPTION	Mark ups to letter to board of directors.	Mark ups to letter to board of directors.	Letter to the Board of Directors.	Discussions about lobbying efforts	Discussions re. re-reg issues.	Information re. SEC filing.	Information re. SEC filing.	Letter to Michael Ward	Q&A outline.
၁၁		Taney, Sarah R. <sarah.taney@klgates.co m&gt;</sarah.taney@klgates.co 		Bianchini, Maria Gabriela «MariaGabriela.Bianchini@ srz.com»; Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»; Rob Chamberlin «Rchamberlin@mcbeestrat egic.com»	Rob Chamberlin <rchamberlin@mcbeestrat egic.com&gt;</rchamberlin@mcbeestrat 				Chris Hohn <chris@tcifund.com></chris@tcifund.com>
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	richard.mintz@harbourgrp.co Bianchini, Maria Gabriela m	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Sjoblom, Thomas V. «tsjoblom@proskauer.com»	jperrell@proskauer.com; tsjoblom@proskauer.com	Snehal Amin oskauer.com <snehal@tcifund.com>; Williams, Allan <awilliams@proskauer.com< th=""><th>jgasthalter@SARDVERB.co m</th></awilliams@proskauer.com<></snehal@tcifund.com>	jgasthalter@SARDVERB.co m
FROM	Taney, Sarah R. <sarah.taney@klgates.co m&gt;</sarah.taney@klgates.co 	Herdman, Jennifer Snehal Amin <jennifer.herdman@kgate <snehal@tcifund.com="">s.com&gt;</jennifer.herdman@kgate>	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	m os	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007	10/15/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2057	2058	2059	2061	2062	2063	2064	2065	2066

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE					ΛΡ							
B G	AC	AC	AC	AC	AC/WP	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	TCI Press release	Executed Press Release	Attorney-client communications regarding website	Attorney-client communication re: letter to CSX	Attorney-client communications re: letter to CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX	Attorney-client communications regarding website	Attorney-client communications regarding website	Attorney-client communications regarding website	Attorney-client communications regarding website	Attorney-client communications regarding website
၁၁	mgb@srz.com; CKittredge@SARDVERB.c om	TCI <tci@sardverb.com></tci@sardverb.com>	James Hawks <james@tcifund.com>; Angus Milne <angus@tcifund.com></angus@tcifund.com></james@tcifund.com>						Angus Milne <angus@tcifund.com></angus@tcifund.com>	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Angus Milne <angus@tcifund.com></angus@tcifund.com>	
ТО	jgasthalter@SARDVERB.co  mgb@srz.com; m CKittredge@SA  om	Matthew.Triaca@harbourgrp TCI .com; MariaGabriela.Bianchini@srz .com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	McBride, Michael F. <mmcbride@deweyleboeuf.c om&gt;</mmcbride@deweyleboeuf.c 	pamela.garvie@klgates.com	ael F. deweyleboeuf <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	MariaGabriela.Bianchini@srz .com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz Angus Milne .com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	ا جا	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	nd.com>	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Sonehal@tcifund.com">Snehal@tcifund.com</a> srz.com>	min ②tcifund.com>	aria Gabriela ela.Bianchini@	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	10/15/2007	10/15/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007
TYPE OF DOCUMENT	Email	Email		Email								
BATES NO.	Withheld	Withheld	TC10943265 - TC10943271	TCI0943381 - TCI0943383	TC10943450 - TC10943464	TC10943465 - TC10943469	TCI0943470 - TCI0943474	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2073	2074	132	133	134	135	136	2087	2088	2089	2090	2091

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Attorney-client communications A regarding website	Communications with in house A counsel re: letter and press releases	Attorney-client communications re: A CSX and draft letter	Attorney-client communications A regarding website	Attorney-client communications re: ATCI's holdings in CSX	Attorney-client communications re: A TCI's holdings in CSX	Attorney-client communications re: ATCI's holdings in CSX	Attorney-client communications re: ATCI's holdings in CSX
၁၁				Jonathan Gasthalter  jgasthalter@SARDVERB. com>; tci@sardverb.com; Richard Mintz <richard.mintz@harbourgr< p=""> p.com&gt;</richard.mintz@harbourgr<>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 
ТО	ia Gabriela Snehal Amin Ia.Bianchini@ <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Sam Whitehorn  swhitehorn@mcbeestrategi c.com>; Rob Chamberlin <rchamberlin@mcbeestrate< p=""> gic.com&gt;; Bianchini, Maria Gabriela</rchamberlin@mcbeestrate<>	Matthew Triaca   Bianchini, Maria Gabriela	Adrian Beattie <abeattie@tcifund.com></abeattie@tcifund.com>	MariaGabriela.Bianchini@srz Snehal Amin .com	Adrian Beattie <abeattie@tcifund.com></abeattie@tcifund.com>	ia Gabriela Snehal Amin a.Bianchini@ <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Anna Lord <anna@tcifund.com></anna@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Matthew Triaca <matthew.triaca@harbour grp.com&gt;</matthew.triaca@harbour 	Bianchini, Maria Gabriela Adrian Beattie com> srz.com>	Adrian Beattie <abeautie@tcifund.com></abeautie@tcifund.com>	Bianchini, Maria Gabriela   Adrian Beattie   AmariaGabriela.Bianchini@   Abeattie@tcifund.com>   Srz.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007
TYPE OF DOCUMENT		Email with attachment		Email with attachment	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2002	2093	2094	2095	2096	2002	2098	2099

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC AC	AC/WP
DESCRIPTION	Attorney-client communications regarding website	Discussion re. website.	Discussion about Senate Commerce Subcommittee.
၁၁			
ТО	Snehal Amin <snehal@tcifund.com>; Rishi Sunak  <rishi@tcifund.com>; mgb@srz.com; Jonathan Gasthalter  <jgasthalter@sardverb.c om="">; tci@sardverb.com; Richard Mintz  <richard com="" mintz=""></richard></jgasthalter@sardverb.c></rishi@tcifund.com></snehal@tcifund.com>	Richard Mintz  Richard Mintz@harbourgr   «MariaGabriela Bianchini@s   rz.com>; Matthew Triaca   watthew Tria	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Matthew Triaca <pre></pre>	Richard Mintz <richard.mintz@harbourgr p.com=""></richard.mintz@harbourgr>	Garvie, Pamela Snehal Amin <pre>cpamela.garvie@klgates.c <snehal@tcifund.com></snehal@tcifund.com></pre>
DATE	10/16/2007	10/16/2007	10/16/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email
BATES NO.	Withheld	2101 Withheld	Withheld
NO.	2100	2101	2102

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	Q	WP	WP	WP	WP	WP	WP	WP	WP	WP
DESCRIPTION	TCI Press Release	Draft letter to CSX Board.	Draft letter to CSX Board.	Draft letter to CSX Board.	Draft press release.					
၁၁	<tci@sardverb.com></tci@sardverb.com>									
ТО	Snehal Amin  snehal@tcifund.com>; Rishi Sunak <ri>srishi@tcifund.com&gt;; James Hawks  <james@tcifund.com>; sobert Ottley  rrobert@tcifund.com&gt;; richard.mintz@harbourgrp.co m; Matthew.Triaca@harbourgrp .com; marc.weingarten@srz.com; mds.rosewater@srz.com; mdb@srz.com; mchamberlin@mcbeestrategi c.com; swhitehorn@mcbeestrategic.com;</james@tcifund.com></ri>	CSX Board of Directors	CSX Board of Directors	CSX Board of Directors						
FROM	Jared Levy <jlevy@sardverb.com></jlevy@sardverb.com>	Chris Hohn, Snehal Amin	Chris Hohn, Snehal Amin		Sard Verbinnen & Co., The Harbor Group	Sard Verbinnen & Co., The Harbor Group				
DATE	10/16/2007	10/16/2007	10/16/2007	10/16/2007		10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007
TYPE OF DOCUMENT	Email	Letter	Letter	Letter	Press Release					
BATES NO.	Withheld		Withheld			Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2103	2104		2106		2108	2109	2110	2111	2112

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR	MAILEGE															
à a	W	WP	WP	WP	WP	W	WP	WP	WP	AC		AC		AC		AC
DESCRIPTION	Draft press release.	Draft letter to CSX Board.	Draft letter to CSX Board.	Draft letter to CSX Board.	Attorney-client communications re: CSX press coverage		List of TCI's legal matters		List of TCI's legal matters		Attorney-client communications re: disclosure requirements					
သွ												James Hawks <james@tcifund.com>; Eva Kauerova</james@tcifund.com>	<pre><eva@tcifund.com>; Dwain Davis <dwain@tcifund.com></dwain@tcifund.com></eva@tcifund.com></pre>	James Hawks <james@tcifund.com>; Eva Kauerova</james@tcifund.com>	<pre><eva@tcifund.com>; Dwain Davis <dwain@tcifund.com></dwain@tcifund.com></eva@tcifund.com></pre>	
01							CSX Board of Directors	CSX Board of Directors	CSX Board of Directors	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	1	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>		Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>		Tim Keough <tim@tcifund.com></tim@tcifund.com>
FROM	Sard Verbinnen & Co., The Harbor Groun	Sard Verbinnen & Co., The Harbor Group	Chris Hohn, Snehal Amin	Chris Hohn, Snehal Amin	Chris Hohn, Snehal Amin	Bianchini, Maria Gabriela Snehal Amin	srz.com>	Rebecca Lock <rebecca2@tcifund.com></rebecca2@tcifund.com>		Rebecca Lock <rebecca2@tcifund.com></rebecca2@tcifund.com>		Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>				
DATE	10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/16/2007	10/17/2007		10/17/2007		10/17/2007		10/18/2007
TYPE OF	Press Release	Press Release 10/16/2007	Letter	Letter	Draft Letter	Email		Email with attachment		Email with attachment		Email				
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	TCI0943514 - TCI0943525		TCI0943526 - TCI0943528		TCI0943530 - TCI0943532		TCI0943642 - TCI0943645
NO.	2113	2114	2115	2116	2117	2118	2119		2121	137		138		139		140

Page 274

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC
DESCRIPTION	Attorney-client communications re: CSX	Attorney-client communications re:	Attorney-client communications re: CSX
ဗ		TCI <tci@sardverb.com></tci@sardverb.com>	
ОТ	GSard@SARDVERB.com; igasthalter@SARDVERB.co m; marc.weingarten@srz.com; MariaGabriela.Bianchini@srz .com	tB.c om; @srz rp.co	Snehal Amin <snehal@tcifund.com>;  GSard@SARDVERB.com;  igasthalter@SARDVERB.co m; Weingarten, Marc  <marc.weingarten@srz.com< td=""></marc.weingarten@srz.com<></snehal@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard <gsard@sardverb.com <gsard@sardverb.com="" gasthalter="" om="" sigasthalter@sardver="" sonathan="">; marc.weingarten@srz.cc MariaGabriela.Bianchinit( com; richard.mintz@harbourg  m; Rishi Sunak  <rishi@tcifund.com></rishi@tcifund.com></gsard@sardverb.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">; srz.com&gt; GSard@SARDVERB.co jgasthalter@SARDVERF m; Weingarten, Marc <marc.weingarten@srz.< td=""></marc.weingarten@srz.<></mariagabriela.bianchini@>
DATE	10/18/2007	10/18/2007	10/18/2007
TYPE OF DOCUMENT	Email	Email	
BATES NO.	TC10943651 - TC10943652	TC10943653 -	TC10943656 - TC10943659
NO.	141	142	143

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

DATE FROM TO CC DESCRIPTION	TCI Attorney-client communications re:
FROM TO	TCI
FROM	
	Bianchini, Maria Gabriela George Sard TCI
ATE	Bianchini, Maria Gabriela G
	10/18/2007
TYPE OF DOCUMENT	Email with
NO. BATES NO.	TCI0943660 - Ema

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC AC
DESCRIPTION	Attorney-client communications re: Bear Sterns speech	Attorney-client communications re: CSX
၁၁	TCI@SARDVERB.com	TCI@SARDVERB.com
10	GSard@SARDVERB.com; jgasthalter@SARDVERB.co m; marc.weingarten@srz.com; MariaGabriela.Bianchini@srz.com; richard.mintz@harbourgrp.co m; Rishi Sunak -Rishi@ctifund.com>; swhitehorn@mcbeestrategic.com; Ccom;	Snehal Amin  -Snehal@tcifund.com>; GSard@SARDVERB.com; igasthalter@SARDVERB.com; marc.weingarten@srz.com; MariaGabriela.Bianchini@srz.com; richard.mintz@harbourgrp.co m; Rishi Sunak -Rishii@tcifund.com>; Rob Chamberlin -Rchamberlin@mcbeestrate
FROM	Snehal@tcifund.com>	Sam Whitehorn @mcbeestrate gic.com>
DATE	10/18/2007	10/18/2007
TYPE OF DOCUMENT	Email	Email with attachment
BATES NO.	TC10943676 - TC10943679	TCI0943680 -
NO.	146	147

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC
DESCRIPTION	Consultant's advice in connection with SRZ's legal services	Attorney-client communications re: CSX	Attorney-client communications TCI AC presentations
၁၁	Rishi Sunak <rishi@tcifund.com>; TCI  <tci@sardverb.com>;  mgb@srz.com; Matthew  Triaca  <matthew. rp.com="" triaca@harbourg="">; Richard Mintz  <richard. mintz@harbourgr="" p.com=""></richard.></matthew.></tci@sardverb.com></rishi@tcifund.com>		TCI <tci@sardverb.com></tci@sardverb.com>
ТО	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela  AMariaGabriela.Bianchini@s  7.Ccm>; George Sard  4.GSard@SARDVERB.com> ; Jonathan Gasthalter  5.jasthalter@SARDVERB.c  6.m>; Weingarten, Marc  4.Marc. Weingarten@srz. com  7. ichard.mintz@harbourgrp.co  m; Rishi Sunak  4.Rishi@tifund.com>
FROM	Jonathan Gasthalter Sigasthalter@SARDVERB. <snehal@tcifund.com>com&gt;</snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com=""></mariagabriela.bianchini@>	Snehal@tcifund.com>
DATE	10/18/2007	10/18/2007	10/18/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email with attachment
BATES NO.	TC10943749	TCI0943750 - TCI0943763	TC10943777
NO.	150	151	152

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

ŘП					
BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC
DESCRIPTION	Attorney-client communications regarding website	Attorney-client communications regarding website	Attorney client communication re: October 2007 letter to CSX	Attorney client communication re: October 2007 letter to CSX	Attorney client communication re:
၁၁	TCI@SARDVERB.com>	TCI <tci@sardverb.com></tci@sardverb.com>			
10	Snehal Amin  -Snehal@tcifund.com>; Bianchini, Maria Gabriela -MariaGabriela.Bianchini@s -Tz.com>; George Sard -GSard@SARDVERB.com>; Jonathan Gasthalter -sigasthalter@SARDVERB.com>; Mishi Sunak -sighard.mintz@harbourgrp.co	om> com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	pamela.garvie@klgates.com	Snehal Amin
FROM	Snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <pre></pre> <pre></pre> <pre></pre> <pre></pre> <pre></pre> <pre></pre> <pre></pre> <pre><pre></pre> <pre></pre> <pre><td>Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c </td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td></td></pre></pre>	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	
DATE	10/18/2007	10/18/2007	10/18/2007	10/18/2007	10/18/2007
F N	Email with attachment	Email	Email	Email	Email
BATES NO.	TC10943778 -	TCI0943785 -	Withheld	Withheld	Withheld
	153	154	2124	2125	2126

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Attorney client communication re: October 2007 letter to CSX	Attorney client communication re: October 2007 letter to CSX	In house counsel's memo re: doc retention	In house counsel's memo re: doc retention	In house counsel's memo re: doc retention	Consultant's advice in connection with SRZ's legal services	Consultant's advice in connection with SRZ's legal services	nnection	Consultant's advice in connection with SRZ's legal services	nnection
၁၁						Rishi Sunak <rishi@tcifund.com>; TCI <tci@sardverb.com>; mgb@srz.com; Matthew.Triaca@harbourgr p.com; richard.mintz@harbourgrp.com</tci@sardverb.com></rishi@tcifund.com>		Renee Soto Consultant's advice in cor <rsoto@sardverb.com legal="" services<br="" srz's="" with="">&gt;</rsoto@sardverb.com>		Renee Soto Consultant's advice in cor <rsoto@sardverb.com legal="" services<br="" srz's="" with="">&gt;</rsoto@sardverb.com>
ТО	Snehal Amin «snehal@tcifund.com»; Rishi Sunak «rishi@tcifund.com»	pamela.garvie@klgates.com	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	TCI AII <tciaii@tcifund.com></tciaii@tcifund.com>	Snehal @tcifund.com>	Jonathan Gasthalter <li>sigasthalter@SARDVERB.c om&gt;</li>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter  sigasthalter@SARDVERB.c om>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	sthalter øSARDVERB.	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>
DATE	10/18/2007	10/18/2007	10/19/2007	10/19/2007	10/19/2007	10/19/2007	10/19/2007	10/19/2007	10/19/2007	10/19/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email with attachment	Email with attachment	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	TCI0943791 - TCI0943795	TCI0943796 - TCI0943800	TCI0943801 - TCI0943807	TCI0943808 - TCI0943810	TCI0943811 - TCI0943813	TCI0943814 - TCI0943816	TCI0943817 - TCI0943819	TC10943820 - TC10943822
NO.	2127	2128	155	156	157	158	159	160	161	162

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	ection AC	ection AC	ection AC	action AC	ection AC	on re: AC	on re: AC	ons re: AC	ons re: AC
DESCRIPTION	Consultant's advice in connection with SRZ's legal services	Consultant's advice in connection with SRZ's legal services	Consultant's advice in connection with SRZ's legal services	Consultant's advice in connection with SRZ's legal services	Consultant's advice in connection with SRZ's legal services	Attorney client communication re: October 2007 letter to CSX	Attorney client communication re: October 2007 letter to CSX	Attorney-client communications re: CSX	Attorney-client communications re: CSX
၁၁	Renee Soto <rsoto@sardverb.com &gt;</rsoto@sardverb.com 			Renee Soto  - Consultant's advice in cor - KSoto@SARDVERB.com with SRZ's legal services - y with					
ТО	Jonathan Gasthalter Renee Soto Consultant's advice in cor signsthalter@SARDVERB.com with SRZ's legal services om>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Renee Soto <rsoto@sardverb.com></rsoto@sardverb.com>	SARDVERB. <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Garvie, Pamela <pamela.garvie@klgates.co m&gt;</pamela.garvie@klgates.co 	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	ia Gabriela Snehal Amin Ia.Bianchini@ <snehal@tcifund.com>; Rchamberlin@mcbeestrategi c.com;</snehal@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Renee Soto Snehal Amin <rsoto@sardverb.com <snehal@tcifund.com=""></rsoto@sardverb.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb.< td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>S.C</td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td></td><td>Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ </td></jgasthalter@sardverb.<>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	S.C	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	10/19/2007	10/19/2007	10/19/2007	10/19/2007	10/19/2007	10/19/2007	10/19/2007	10/20/2007	10/21/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment	Email with attachment	Email	Email	Email	Email
BATES NO.	TCI0943823 - TCI0943826	TCI0943832 - TCI0943834	TCI0943835 - TCI0943838	TCI0943839 - TCI0943844	TCI0943845 - TCI0943851	Withheld	Withheld	Withheld	Withheld
NO.	163	164	165	166	167	2132	2133	2135	2136

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

AC																					
Attorney-client communications re:	disclosure requirements																				
Chris Hohn	<chris@tcifund.com>;</chris@tcifund.com>	Snehal Amin	<snehal@tcifund.com>;</snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com>;</rishi@tcifund.com>	Stuart Powers	<stuart@tcifund.com>;</stuart@tcifund.com>	Fernando Delgado	<fdelgado@tcifund.com>;</fdelgado@tcifund.com>	Alex Baring	<alex@tcifund.com>;</alex@tcifund.com>	Kenny Graham	<kenny@tcifund.com>;</kenny@tcifund.com>	James Hawks	<james@tcifund.com>;</james@tcifund.com>	Ghislaine Couvillat	<ghislaine@tcifund.com>;</ghislaine@tcifund.com>	Joe O'Flynn	<joflynn@tcifund.com>;</joflynn@tcifund.com>	Patrick Degorce	<patrick@tcifi.nd com=""></patrick@tcifi.nd>
Tim Keough	<tim@tcifund.com></tim@tcifund.com>																				
Angus Milne	<angus@tcifund.com></angus@tcifund.com>																				
10/22/2007																					
Email with	attachment																				
TCI0943992 -	TCI0943996																				
168																					
	TCI0943992 - Email with 10/22/2007 Angus Milne	TC10943992 - Email with     10/22/2007     Angus Milne     Tim Keough     Chris Hohn       TC10943996     attachment <angus@tcifund.com> <tim@tcifund.com></tim@tcifund.com></angus@tcifund.com>	TC10943996       Email with attachment       10/22/2007       Angus Milne       Tim Keough       Chris Hohn         TC10943996       attachment <angus@tcifund.com> <chris@tcifund.com></chris@tcifund.com></angus@tcifund.com>	TCI0943992 - Email with 10/22/2007 Angus Milne Tim Keough Chris Hohn TCI0943996 attachment <angus@tcifund.com> <tim@tcifund.com> Chris@etcifund.com&gt;; Snehal Amin <snehal@tcifund.com>;</snehal@tcifund.com></tim@tcifund.com></angus@tcifund.com>	TCI0943992 - Email with 10/22/2007 Angus Milne Tim Keough Chris Hohn TCI0943996 attachment <angus@tcifund.com> <tim@tcifund.com> Chris@gtcifund.com&gt;; Snehal Amin <snehal@tcifund.com>; Rishi Sunak</snehal@tcifund.com></tim@tcifund.com></angus@tcifund.com>	TCI0943992 - Email with 10/22/2007 Angus Milne Tim Keough Chris Hohn TCI0943996 attachment <angus@tcifund.com> <tim@tcifund.com> Chris@gtcifund.com&gt;; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>;</rishi@tcifund.com></snehal@tcifund.com></tim@tcifund.com></angus@tcifund.com>	TC10943992 - Email with 10/22/2007         Angus Milne         Tim Keough         Chris Hohn           TC10943996         attachment <angus@tcifund.com>;         Snehal Amin           TC10943996         Attachment         Snehal Amin           Snehal@tcifund.com&gt;;         Snehal@tcifund.com&gt;;           Rishi Sunak         <rishi@tcifund.com>;           Stuart Powers</rishi@tcifund.com></angus@tcifund.com>	TC10943992 - Email with 10/22/2007         Angus Milne         Tim Keough         Chris Hohn           TC10943996 attachment TC10943996         attachment Amin Snehal Amin Snehal@tcifund.com>; Rishi Sunak ARIshi Sunak ARIshi Gutifund.com>; Rishi@tcifund.com>; Stuart Powers Stuart Powers	TC10943992 - Email with 10/22/2007         Angus Milne         Tim Keough         Chris Hohn           TC10943996 attachment TC10943996 attachment attachment CANGUS (Shehal Amin Shehal Amin Sheh	TC10943992 - Email with 10/22/2007 Angus Milne Tim Keough Chris Hohn TC10943996 attachment <angus@tcifund.com> <tim@tcifund.com> Chris@tcifund.com&gt;; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Stuart Powers <stuart@tcifund.com>; Fernando Delgado (<fdelgado@tcifund.com>;</fdelgado@tcifund.com></stuart@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></tim@tcifund.com></angus@tcifund.com>	TC10943992 - Email with 10/22/2007         Angus Milne         Tim Keough         Chris Hohn           TC10943996         attachment <angus@tcifund.com>;         Snehal Amin           TC10943996         attachment         <angus@tcifund.com>;         Snehal Amin           Snehal@cfifund.com&gt;;         Rishi Sunak         Rishi Gutifund.com&gt;;           Stuart Powers         Stuart@tcifund.com&gt;;         Stuart@tcifund.com&gt;;           Fernando Delgado         Fernando Delgado           <fdelgado@tcifund.com>;         Alex Baring</fdelgado@tcifund.com></angus@tcifund.com></angus@tcifund.com>	TC10943992 - Email with 10/22/2007         Angus Milne         Tim Keough         Chris Hohn           TC10943996         attachment <angus@tcifund.com>;         Snehal Amin           TC10943996         attachment         <angus@tcifund.com>;         Snehal Amin           Snehal@tcifund.com&gt;;         Rishi Sunak         Rishi Sunak           Rishi Sunat         Stuart Powers         Stuart Powers           Stuart@tcifund.com&gt;;         Fernando Delgado           Fernando Delgado         Fernando Delgado           Alex Baring         Alex Baring</angus@tcifund.com></angus@tcifund.com>	TC10943992 - Email with   10/22/2007   Angus Milne   Tim Keough   Chris Hohn	TC10943992 - Email with   10/22/2007   Angus Milne   Tim Keough   Chris Hohn	TC10943992 - Email with   10/22/2007   Angus Milne   Tim Keough   Chris Hohn	TCI0943992 - Email with 10/22/2007 Angus Milne Tim Keough Chris Hohn TCI0943996 attachment	TC10943992 - Email with   10/22/2007   Angus Milne   Tim Keough   Chris Hohn	TC10943992 - Email with 10/22/2007 Angus Milne Tim Keough Chris Hohn TC10943996 attachment	TC10943992 -   Email with   10/22/2007   Angus Milne   Tim Keough   Chris Hohn	TCI0943992 - Email with 10/22/2007 Angus Milne Tim Reough Chris Hohn TCI0943996 attachment	TC10943992 - Email with   10/22/2007   Angus Milne   Tim Keough   Chris Hohn

 $CSX \ v. \ TCl, \ et \ al.$  , No. 08 Civ. 2764 TCl Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE Attorney-client communications re: DESCRIPTION press coverage ပ္ပ Richard.Mintz@harbourgrp.c <Rchamberlin@mcbeestrate <MariaGabriela.Bianchini@s <Matthew.Triaca@harbourgr p.com>; George Sard <GSard@SARDVERB.com> <jgasthalter@SARDVERB.c</p> <swhitehorn@mcbeestrategi <David.Rosewater@srz.com >; Bianchini, Maria Gabriela marc.weingarten@srz.com; c.com>; Rob Chamberlin gic.com>; James Hawks <Snehal@tcifund.com>; <Snehal@tcifund.com>; <James@tcifund.com>; pharkins@dfking.com; <Rishi@tcifund.com>; Jonathan Gasthalter om>; Sam Whitehorn om; Matthew Triaca Rosewater, David 2 Snehal Amin Snehal Amin Rishi Sunak rz.com> <Richard.Mintz@harbourgr FROM Richard Mintz p.com> 0/22/2007 DOCUMENT TYPE OF Email TCI0944012 -TCI0944013 BATES NO. 169 ġ.

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC
DESCRIPTION	press coverage
သ	
01	Richard Mintz  -Richard Mintz@harbourgrp. com>; Rishi Sunak  -Rishi@tcifund.com>;  Matthew Triaca@harbourgr p.com>; George Sard -GSard@SARDVERB.com> ; Jonathan Gasthalter -sigasthalter@SARDVERB.com> ; Jonathan Gasthalter -swhitehorn@mcbeestrategi c.com>; Rob Chamberlin -Rochamberlin@mcbeestrategi c.com>; James Hawks -James@tcifund.com>; pharkins@dfking.com; marc.weingarten@srz.com; Rosewater, David -David.Rosewater@srz.com -S. Bianchini, Maria Gabriela -MariaGabriela.Bianchini@s -Tz.com>
FROM	Snehal@tcifund.com>
DATE	10/22/2007
TYPE OF DOCUMENT	ш
BATES NO.	TCI0944016
NO.	170

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC
DESCRIPTION	press coverage
၁၁	
ТО	Snehal Amin  -Snehal@tcifund.com>; Richard Mintz -Richard.Mintz@harbourgrp. com>; Rishi Sunak -Rishi@tcifund.com>; Matthew Triaca@harbourgr p.com>; George Sard -GSard@SARDVERB.com>; Jonathan Gasthalter -igasthalter@SARDVERB.com>; Jonathan Gasthalter -igasthalter@SARDVERB.com>; Jonathan Gasthalter -igasthalter@sharberlin -ccom>; Rob Chamberlin -ccom>; Rob Chamberlin -ccom>; James Hawks -dames@tcifund.com>; marc.weingarten@srz.com; Rosewater, David -cDavid.Rosewater@srz.com >; Bianchini, Maria Gabriela -ccom>; Raianchini@s -ccom>; Raianchini@s
FROM	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>
DATE	10/22/2007
TYPE OF DOCUMENT	Email
BATES NO.	TCI0944020 -
NO.	121

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC
DESCRIPTION	Attorney-client communications re: press coverage
၁၁	
ТО	Gabriela Snehal Amin Bianchini@ <snehal@tcfund.com>; Richard Mintz <richard <gsard="" <richard="" mintz="" sanak="" sardverb.com="">; Jonathan Gasthalter <gsard sardverb.com="">; Jonathan Gasthalter <gsard sardverb.com="">; Sam Whitehorn <sawhitehorn <rchamberlin="" <rchamberlin<="" <sawhitehorn="" td=""></sawhitehorn></gsard></gsard></richard></snehal@tcfund.com>
FROM	Bianchini, Maria Gabriela (SwariaGabriela. Bianchini@) srz.com>
DATE	10/22/2007
TYPE OF DOCUMENT	Email
BATES NO.	TCI0944025
NO.	172

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	WP	AC
DESCRIPTION	press coverage	Draft letter to CSX Board	Internal discussions, including in house counsel, re: letter to CSX
၁၁			James Hawks <james@tcifund.com>; Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com></james@tcifund.com>
ТО	Richard Mintz  -MariaGabriela Bianchini@s  -MariaGabriela Bianchini@s  rz.com>; Snehal Amin  -Snehal@tcifund.com>; Rishi Sunak  -Rishi@tcifund.com>; Matthew Triaca  -Matthew Triaca@harbourgr p.com>; George Sard  -GSard@SARDVERB.com>; Jonathan Gasthalter -igasthalter@SARDVERB.com>; Jonathan Gasthalter -igasthalter@SARDVERB.com>; Jonathan Gasthalter -igasthalter@SARDVERB.com>; Jonathan Gasthalter -igasthalter@SARDVERB.com>; Jonathan Gasthalter -igasthalter@sardestrategi c.com>; James Hawks -Sawhitehorn@mcbeestrategi c.com>; James Hawks -Sawhitehorn@mcbeestrategi c.com>; pharkins@dfing.com; Weingarten, Marc -Marc.Weingarten, Marc -David.Rosewater@srz.com ->	Sam Whitehorn <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin <rchamberlin@mcbeestrate gic.com=""></rchamberlin@mcbeestrate></swhitehorn@mcbeestrategi>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Richard Mintz <richard-mintz@harbourgr p.com&gt;</richard-mintz@harbourgr 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Angus Milne <angus@tcifund.com></angus@tcifund.com>
DATE	10/22/2007	10/22/2007	10/22/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email
BATES NO.	TCI0944026 -	TCI0944048- TCI0944050	TCI0944071 - TCI0944072
NO.	173	174	175

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BASIS FOR PRIVILEGE			_						
BAS	AC	AC	AC/WP	AC	AC	AC	AC	AC	AC
DESCRIPTION	Internal discussions, including in house counsel, re: letter to CSX	Internal discussions, including in house counsel, re: letter to CSX	Counsel's advise re: draft letter	Draft letter for attorneys' review	Draft letter for attorneys' review	Draft letter for attorneys' review			
၁၁	James Hawks <james@tcifund.com>; Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com>; Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com></james@tcifund.com>					Nicky Paget <nicky@tcifund.com>; Karoline Keane <karoline@tcifund.com></karoline@tcifund.com></nicky@tcifund.com>	Nicky Paget <nicky@tcifund.com>; Karoline Keane <karoline@tcifund.com></karoline@tcifund.com></nicky@tcifund.com>	Nicky Paget <nicky@tcifund.com>; Karoline Keane</nicky@tcifund.com>
ТО	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Jolanda Niccolini <jolanda@tcifund.com></jolanda@tcifund.com>	Jolanda Niccolini <jolanda@tcifund.com></jolanda@tcifund.com>	Jolanda Niccolini <jolanda@tcifund.com></jolanda@tcifund.com>
DATE	10/22/2007	10/22/2007	10/22/2007	10/22/2007	10/22/2007	10/22/2007	10/22/2007	10/22/2007	10/22/2007
TYPE OF DOCUMENT	Email		Email with attachment	Email	Email	Email	Email	Email	Email
BATES NO.	TCI0944073 - TCI0944074	TCI0944079 - TCI0944080	TC10958597 - TC10958658	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	176	177	348	2137	2138	2139	2140	2141	2142

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC/WP
DESCRIPTION	Draft letter for attorneys' review	Consultant's advice in connection with SRZ's legal services	Counsel's advise re: draft letter
၁၁	George Sard <gsard@sardverb.com>; Jonathan Gasthalter  <jgasthalter@sardverb. com="">; Richard.Mintz@harbourgrp.  com; Matthew Triaca@harbourg  rp.com&gt;; Sam Whitehorn  <swhitehorn@mcbeestrate gic.com="">; Rob Chamberlin  <rchamberlin@mcbeestrate gic.com="">; Rob Chamberlin  <rchamberlin@mcbeestrate gic.com="">; Rob Chamberlin  GRchamberlin@mcbeestrate</rchamberlin@mcbeestrate></rchamberlin@mcbeestrate></swhitehorn@mcbeestrate></jgasthalter@sardverb.></gsard@sardverb.com>	Jonathan Gasthalter <pre><jgasthalter@sardverb. com="">; Richard.Mintz@harbourgrp. com; Matthew Triaca@harbourg rp.com&gt;; Sam Whitehorn <swhitehorn@mcbeestrate gic.com="">; Rob Chamberlin <rchamberlin@mcbeestrate gic.com="">; TCI <tci@sardverb.com></tci@sardverb.com></rchamberlin@mcbeestrate></swhitehorn@mcbeestrate></jgasthalter@sardverb.></pre>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
10	Bianchini, Maria Gabriela <a href="Mainto-Break"></a>	a Oir	ia Gabriela   Snehal Amin Ia.Bianchini@ <snehal@tcifund.com></snehal@tcifund.com>
FROM	Snehal@tcifund.com>	George Sard <gsard@sardverb.com <gsard@sardverb.com="">  Bianchini, Maria Gabriel  <mariagabriela.bianchir rz.com="">; James Hawks  <james@tcifund.com></james@tcifund.com></mariagabriela.bianchir></gsard@sardverb.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	10/22/2007	10/22/2007	10/22/2007
TYPE OF DOCUMENT	attachment attachment	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld
NO.	2143	2144	2145

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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BASIS FOR PRIVILEGE	AC	AC	AC/WP	AC/WP	AC/WP
DESCRIPTION	Consultant's advice in connection with SRZ's legal services	Attorney-client communications re: CSX	Draft letter for attorneys' review	Attorney-client communications re: draft letter	Attorney-client communications re: draft letter
၁၁	Jonathan Gasthalter <pre><jgasthalter@sardverb. com="">; Matthew Triaca <matthew. rp.com="" triaca@harbourg="">; Sam Whitehorn <swhitehorn@mcbeestrate gic.com="">; Rob Chamberlin <rchamberlin@mcbeestrat egic.com="">; TCI <tci@sardverb.com></tci@sardverb.com></rchamberlin@mcbeestrat></swhitehorn@mcbeestrate></matthew.></jgasthalter@sardverb.></pre>		Jonathan Gasthalter <pre>sjgasthalter@SARDVERB. com&gt;; Matthew Triaca </pre> <pre>«Matthew. Triaca@harbourg rp.com&gt;; Sam Whitehorn <swhitehorn@mcbeestrate gic.com="">; Rob Chamberlin <rchamberlin@mcbeestrate egic.com="">; TCI <tci@sardverb.com>; <pre>FCI@SARDVERB.com&gt;; Rishi Sunak</pre> <pre></pre> <pre></pre> <pre></pre> <pre></pre> <pre></pre> <pre></pre> <pre></pre> <pre></pre> <pre> <pre></pre> <pre></pre> <pre></pre> <pre></pre> <pre></pre> <pre> <pre></pre> <pre> <pre></pre> <pre></pre> <pre></pre> <pre></pre> <pre></pre> <pre> <pre></pre> &lt;</pre></pre></pre></pre></tci@sardverb.com></rchamberlin@mcbeestrate></swhitehorn@mcbeestrate></pre>		
ТО	Richard Mintz George Sard Jonathan Gasthalter CRichard.Mintz@harbourgr cGSard@SARDVERB.com>; Snehal Amin com>; Matthew Triaca com>; Snehal@tcifund.com>; RMatthew.Triaca@harbourgBianchini, Maria Gabriela pp.com>; Sam Whitehorn cAMariaGabriela.Bianchini@ps.com>; Rob Chamberlin c.com>; James Hawks com>; Rob Chamberlin c.James@tcifund.com> cRchamberlin@mcbeestrate cgic.com>; TCl com>; TC	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Richard Mintz  -Richard Mintz@harbourgrp.  -Sigasthalter@SARDVERB.  com>; Matthew Triaca  -GSard@SARDVERB.com>; Matthew Triaca@harbour ; Bianchini, Maria Gabriela -rz.com>; James Hawks -rz.com>; James@tcifund.com> -Romberlin@mcbeestrate -rz.com>; James@tcifund.com> -Richi@gtcifund.com>; Rib Chamberlin -Gl@SARDVERB.com>; Rishi Sunak -Rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Richard Mintz <richard.mintz@harbourgr p.com&gt;</richard.mintz@harbourgr 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	10/22/2007	10/22/2007	10/22/2007	10/22/2007	10/22/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2146	2147	2148	2149	2150

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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BASIS FOR PRIVILEGE	AC/WP		AC/WP			AC/WP			AC/WP						AC/WP					
DESCRIPTION	Attorney-client communications re: AC/WP draft letter		Attorney-client communications re:	draft letter		Attorney-client communications re:	draft letter		Attorney-client communications re:	draft letter					Attorney-client communications re:	draft letter				
cc						James Hawks	<james@tcifund.com></james@tcifund.com>		Bianchini, Maria Gabriela	<mariagabriela.bianchini@ draft="" letter<="" td=""><td>srz.com&gt;; Rosewater,</td><td>David</td><td><david.rosewater@srz.co< td=""><td>m&gt;</td><td>Bianchini, Maria Gabriela</td><td><mariagabriela.bianchini@< td=""><td>srz.com&gt;; Rosewater,</td><td>David</td><td><david.rosewater@srz.co< td=""><td><b>~</b>E</td></david.rosewater@srz.co<></td></mariagabriela.bianchini@<></td></david.rosewater@srz.co<></td></mariagabriela.bianchini@>	srz.com>; Rosewater,	David	<david.rosewater@srz.co< td=""><td>m&gt;</td><td>Bianchini, Maria Gabriela</td><td><mariagabriela.bianchini@< td=""><td>srz.com&gt;; Rosewater,</td><td>David</td><td><david.rosewater@srz.co< td=""><td><b>~</b>E</td></david.rosewater@srz.co<></td></mariagabriela.bianchini@<></td></david.rosewater@srz.co<>	m>	Bianchini, Maria Gabriela	<mariagabriela.bianchini@< td=""><td>srz.com&gt;; Rosewater,</td><td>David</td><td><david.rosewater@srz.co< td=""><td><b>~</b>E</td></david.rosewater@srz.co<></td></mariagabriela.bianchini@<>	srz.com>; Rosewater,	David	<david.rosewater@srz.co< td=""><td><b>~</b>E</td></david.rosewater@srz.co<>	<b>~</b> E
ТО	Bianchini, Maria Gabriela <mariagabriela.bianchini@s< td=""><td>rz.com&gt;</td><td>Snehal Amin</td><td><snehal@tcifund.com></snehal@tcifund.com></td><td></td><td>Tuckley, Jane</td><td><jane.tuckley@traverssmit <james@tcifund.com=""  =""></jane.tuckley@traverssmit></td><td>h.com&gt;</td><td>Snehal Amin</td><td>Irten@srz.co  <snehal@tcifund.com></snehal@tcifund.com></td><td></td><td></td><td></td><td></td><td>Weingarten, Marc</td><td><marc.weingarten@srz.com letter<="" td=""  <mariagabriela.bianchini@=""  draft=""><td>٨</td><td></td><td></td><td></td></marc.weingarten@srz.com></td></mariagabriela.bianchini@s<>	rz.com>	Snehal Amin	<snehal@tcifund.com></snehal@tcifund.com>		Tuckley, Jane	<jane.tuckley@traverssmit <james@tcifund.com=""  =""></jane.tuckley@traverssmit>	h.com>	Snehal Amin	Irten@srz.co   <snehal@tcifund.com></snehal@tcifund.com>					Weingarten, Marc	<marc.weingarten@srz.com letter<="" td=""  <mariagabriela.bianchini@=""  draft=""><td>٨</td><td></td><td></td><td></td></marc.weingarten@srz.com>	٨			
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Bianchini, Maria Gabriela	<mariagabriela.bianchini@ <snehal@tcifund.com=""></mariagabriela.bianchini@>	srz.com>	Snehal Amin	<snehal@tcifund.com></snehal@tcifund.com>		Weingarten, Marc	<marc.weingarten@srz.co< td=""><td>M&gt;</td><td></td><td></td><td></td><td>Snehal Amin</td><td><snehal@tcifund.com></snehal@tcifund.com></td><td></td><td></td><td></td><td></td></marc.weingarten@srz.co<>	M>				Snehal Amin	<snehal@tcifund.com></snehal@tcifund.com>				
DATE	10/22/2007		10/22/2007			10/22/2007			10/22/2007						10/22/2007					
TYPE OF DOCUMENT	Email		Email			Email with	attachment		Email						Email					
BATES NO.	Withheld		Withheld			Withheld			Withheld						Withheld					
NO.	2151		2152		_	2153			2154						2155					

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC
DESCRIPTION	Attorney-client communications re:	Attorney-client communications re: letter to CSX Board	Attorney-client communications re: letter to CSX Board
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ТО	Snehal Amin  -Snehal@tcifund.com>; marc.weingarten@srz.com; david.rosewater@srz.com; david.rosewater@srz.com; MariaGabriela.Blanchini@srz .com; George Sard -cGSard@SARDVERB.com>; Renee Soto -richard.mintz@harbourgrp.co m; Matthew.Triaca@harbourgrp.co m; swhitehorn@mcbeestrategic.com; swhitehorn@mcbeestrategic.com; pamela.garvie@klgates.com; pharkins@dfking.com; pharkins@dfking.com; Angus Milne -cJames@tcifund.com>; Angus Milne -cAmes@ctifund.com>; dhislaine Couvillat -cGhislaine@tcifund.com>;	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 
FROM	Jonathan Gasthalter sigasthalter@SARDVERB. com>	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Sonehal@tcifund.com&gt;">Snehal@tcifund.com&gt;</a> srz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	10/22/2007	10/22/2007	10/22/2007
TYPE OF DOCUMENT	Email	Email	
BATES NO.	Withheld	Withheld	Withheld
NO.	2156 V	2157 V	2158 V

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

DESCRIPTION BASIS FOR PRIVILEGE	ΑC		t communication re: AC											
lient communications re: AC/V		-												
Attorney-client communications re: blog		Attorney-client communication re: letter to CSX		Attorney-client communications re. blog	Attorney-client communications re: blog Attorney-client communications re: blog	Attorney-client communications re blog Attorney-client communications re blog Draft letter to CSX Board.	Attorney-client communications reblog  Attorney-client communications reblog  Draft letter to CSX Board.  Draft letter to CSX Board.	ey-dient communications re ey-dient communications re etter to CSX Board. etter to CSX Board. etter to CSX Board.	Attorney-client communications reblog  Attorney-client communications reblog  Draft letter to CSX Board.	Attorney-client communications re: blog  Attorney-client communications re: blog  Draft letter to CSX Board.  Attorney-client communications re: blog	ey-client communications re ey-client communications re etter to CSX Board.	ey-client communications re ey-client communications re etter to CSX Board.	ey-client communications re ey-client communications re etter to CSX Board.	ey-client communications re ey-client communications re etter to CSX Board. etter to CSY Board.
Attorney-client com blog Attorney-client com	Attorney-client com	letter to CSX	Attorney-client com	blog	blog Attorney-client com blog	blog Attorney-client com blog Draft letter to CSX I	blog Attorney-client com blog Draft letter to CSX I Draft letter to CSX I	blog Attorney-client com blog Draft letter to CSX I Draft letter to CSX I Draft letter to CSX I	blog Attorney-client com blog Draft letter to CSX I	blog Attorney-client com blog Draft letter to CSX I Draft letter to CSX I Draft letter to CSX I Attorney-client com blog	blog Attorney-client com blog Draft letter to CSX I Draft letter to CSX I Draft letter to CSX I Attorney-client com blog	Attorney-client comblog blog  Draft letter to CSX I Draft letter to CSX I Draft letter to CSX I Attorney-client comblog	Attorney-client comblog  blog  Draft letter to CSX I  Draft letter to CSX I  Draft letter to CSX I  Attorney-client comblog	Attorney-client comblog blog  Draft letter to CSX I Draft letter to CSX I Draft letter to CSX I Attorney-client comblog
Jonathan Gasthalter Rishi Sunak / <pre>/gasthalter@SARDVERB.c <rishi@tcifund.com> bm&gt;: Bianchini Maria</rishi@tcifund.com></pre>		\ \frac{1}{2}		<pre><kisni@cotuno.com>; I CI   ID <tci@sardverb.com></tci@sardverb.com></kisni@cotuno.com></pre>		\	N	D	- A W	- A	- A	- A	D A E O	Σ Λ Ε Θ
	Jonathan Gasthalter <jgasthalter@sardverb.c <="" om="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></jgasthalter@sardverb.c>	ia Gabriela   Snehal Amin Ia.Bianchini@ <snehal@tcifund.com></snehal@tcifund.com>	fund.com>;	a ni@s	Bianchini, Maria Gabriela < MariaGabriela.Bianchini@s rz.com> Jonathan Gasthalter	Bianchini, Maria Gabriela < < MariaGabriela. Bianchini@s rz.com> Jonathan Gasthalter   F < sigasthalter@SARDVERB.c < om>; Snehal Amin < Snehal@tcifund.com> CSX Board of Directors	Bianchini, Maria Gabriela < < MariaGabriela. Bianchini@s rz.com> Jonathan Gasthalter   F < < jgasthalter@SARDVERB.c < < om>; Snehal Amin < Snehal@tcifund.com> CSX Board of Directors CSX Board of Directors	Bianchini, Maria Gabriela <  AMariaGabriela.Bianchini@s    IZ.COM>   Jonathan Gasthalter   F  sigasthalter@SARDVERB.c    om>; Snehal Amin    Snehal@tcifund.com>    CSX Board of Directors    CSX Board	Bianchini, Maria Gabriela <  AMariaGabriela.Bianchini@s    IZ.COM>   Jonathan Gasthalter   F  sigasthalter@SARDVERB.c    om>; Snehal Amin    Snehal@tcifund.com>    CSX Board of Directors    CSX Board	Bianchini, Maria Gabriela <	Advised Sabriela subriela. Bianchini@s Gasthalter Fer@SARDVERB.c < Hal Amin Dictiund.com> Ind of Directors Indirectors In	daviela Bianchini@s Gasthalter Gasthalter Fer@SARDVERB.c <	Bianchini, Maria Gabriela < < MariaGabriela. Bianchini@s rz.com> Jonathan Gasthalter   F < jgasthalter@SARDVERB.c < om>; Snehal@tcifund.com> < Sx Board of Directors CSX Board of Directors Gasthalter Gasthalter (Gasthalter Gasthalter (Gasthalter Gasthalter (Gasthalter (Gasthalt	Bianchini, Maria Gabriela < MariaGabriela.Bianchini@s rz.com> Jonathan Gasthalter sigasthalter@SARDVERB.c < om>; Snehal Amin <snehal@tcifund.com> CSX Board of Directors CSX Board of D</snehal@tcifund.com>
	Jonathan ( <jgasthalte om="">; Bian- Gabriela <mariagal< td=""><td>Snehal Amin Snehal@tci</td><td>Snehal Amin <snehal@tci< td=""><td>Bianchini, <mariagal rz.com&gt;</mariagal </td><td>Bianchini, Maria Ge «MariaGabriela. Bie rz.com&gt; Jonathan Gasthalte (sigasthalter@SARI om&gt;; Snehal Amin «Snehal@tcifund.o.</td><td>Bianchini, <mariagal rz.com=""> Jonathan (</mariagal></td><td>Bianchini, <mariagal rz.com&gt; Jonathan ( 'sjgasthalte om&gt;; Sneh <snehal@ CSX Boarr</snehal@ </mariagal </td><td>Bianchini, <a href="MariaGal">MariaGal</a> Tz.com&gt; Jonathan ( Jejgasthalte om&gt;; Sneh cSx Boarr CSX Boarr CSX Boarr CSX Boarr</td><td>Bianchini, <a href="MariaGal">MariaGal</a> Tz.com&gt; Jonathan ( Jejgasthalte om&gt;; Sneh cSx Boarr CSX Boarr CSX Boarr CSX Boarr CSX Boarr CSX Boarr CSX Boarr</td><td>Bianchini,  MariaGal  Iz.com&gt; Jonathan ( jegasthalte om&gt;; Snehal@ CSX Boarr CSX Boarr</td><td>Bianchini, Maria Ga «MariaGabriela.Biz rz.com&gt; Jonathan Gasthaltt Jonathan Gasthaltt Spendal Amin «Snehal Amin «Maria Gabriela.Biz «Maria Gabriela.Biz «Maria Gabriela.Biz «Maria Gabriela.Biz «Maria Gabriela.Biz »Com» «Jonathan</td><td>Bianchini, <a href="Mailto:AMariaGat">AMariaGat</a> Iz.com&gt; Jonathan ( Jogasthalte om&gt;; Snehal@ cSx Boarc cSx Boarc</td><td>Bianchini, <a href="Mailto:AmariaGal">AmariaGal</a> Iz.com&gt; Jonathan ( Jonath</td><td>Bianchini, Maria G,  «MariaGabriela.Biz.com&gt; Jonathan Gasthaltt.  j.gasthalter@SAR. om&gt;; Snehal Amin.  «Snehal@tcifund.c CSX Board of Dire. CSX Bo</td></snehal@tci<></td></mariagal<></jgasthalte>	Snehal Amin Snehal@tci	Snehal Amin <snehal@tci< td=""><td>Bianchini, <mariagal rz.com&gt;</mariagal </td><td>Bianchini, Maria Ge «MariaGabriela. Bie rz.com&gt; Jonathan Gasthalte (sigasthalter@SARI om&gt;; Snehal Amin «Snehal@tcifund.o.</td><td>Bianchini, <mariagal rz.com=""> Jonathan (</mariagal></td><td>Bianchini, <mariagal rz.com&gt; Jonathan ( 'sjgasthalte om&gt;; Sneh <snehal@ CSX Boarr</snehal@ </mariagal </td><td>Bianchini, <a href="MariaGal">MariaGal</a> Tz.com&gt; Jonathan ( Jejgasthalte om&gt;; Sneh cSx Boarr CSX Boarr CSX Boarr CSX Boarr</td><td>Bianchini, <a href="MariaGal">MariaGal</a> Tz.com&gt; Jonathan ( Jejgasthalte om&gt;; Sneh cSx Boarr CSX Boarr CSX Boarr CSX Boarr CSX Boarr CSX Boarr CSX Boarr</td><td>Bianchini,  MariaGal  Iz.com&gt; Jonathan ( jegasthalte om&gt;; Snehal@ CSX Boarr CSX Boarr</td><td>Bianchini, Maria Ga «MariaGabriela.Biz rz.com&gt; Jonathan Gasthaltt Jonathan Gasthaltt Spendal Amin «Snehal Amin «Maria Gabriela.Biz «Maria Gabriela.Biz «Maria Gabriela.Biz «Maria Gabriela.Biz «Maria Gabriela.Biz »Com» «Jonathan</td><td>Bianchini, <a href="Mailto:AMariaGat">AMariaGat</a> Iz.com&gt; Jonathan ( Jogasthalte om&gt;; Snehal@ cSx Boarc cSx Boarc</td><td>Bianchini, <a href="Mailto:AmariaGal">AmariaGal</a> Iz.com&gt; Jonathan ( Jonath</td><td>Bianchini, Maria G,  «MariaGabriela.Biz.com&gt; Jonathan Gasthaltt.  j.gasthalter@SAR. om&gt;; Snehal Amin.  «Snehal@tcifund.c CSX Board of Dire. CSX Bo</td></snehal@tci<>	Bianchini, <mariagal rz.com&gt;</mariagal 	Bianchini, Maria Ge «MariaGabriela. Bie rz.com> Jonathan Gasthalte (sigasthalter@SARI om>; Snehal Amin «Snehal@tcifund.o.	Bianchini, <mariagal rz.com=""> Jonathan (</mariagal>	Bianchini, <mariagal rz.com&gt; Jonathan ( 'sjgasthalte om&gt;; Sneh <snehal@ CSX Boarr</snehal@ </mariagal 	Bianchini, <a href="MariaGal">MariaGal</a> Tz.com> Jonathan ( Jejgasthalte om>; Sneh cSx Boarr CSX Boarr CSX Boarr CSX Boarr	Bianchini, <a href="MariaGal">MariaGal</a> Tz.com> Jonathan ( Jejgasthalte om>; Sneh cSx Boarr	Bianchini,  MariaGal  Iz.com> Jonathan ( jegasthalte om>; Snehal@ CSX Boarr	Bianchini, Maria Ga «MariaGabriela.Biz rz.com> Jonathan Gasthaltt Jonathan Gasthaltt Spendal Amin «Snehal Amin «Maria Gabriela.Biz «Maria Gabriela.Biz «Maria Gabriela.Biz «Maria Gabriela.Biz «Maria Gabriela.Biz »Com» «Jonathan	Bianchini, <a href="Mailto:AMariaGat">AMariaGat</a> Iz.com> Jonathan ( Jogasthalte om>; Snehal@ cSx Boarc	Bianchini, <a href="Mailto:AmariaGal">AmariaGal</a> Iz.com> Jonathan ( Jonath	Bianchini, Maria G,  «MariaGabriela.Biz.com> Jonathan Gasthaltt.  j.gasthalter@SAR. om>; Snehal Amin.  «Snehal@tcifund.c CSX Board of Dire. CSX Bo
TKOM M	Snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Jonathan Gasthalter	>jgastilaitei@SARDVERD com>	Solveniales (Com>  Solveniales (Com>  Bianchini, Maria Gabriela Bianchini)  Siz.com>  Siz.com>	Sylpastifiater (@SANDVEND) com> Bianchini, Maria Gabriela    **MariaGabriela.Bianchini( srz.com> Snehal Amin	Sylpastifiater (@SARDYERD com> Bianchini, Maria Gabriela      KMaria Gabriela. Bianchini (Src. com> Snehal Amin Snehal Amin	Singhal Amin Shehal Amin	Signaturine (@SARDYERD com> Bianchini, Maria Gabriela *MariaGabriela Bianchini@srz.com> Snehal Amin Snehal Amin Snehal Amin Snehal Amin Snehal Amin	Signaturine (@SARDY END com> Bianchini, Maria Gabriela *MariaGabriela Bianchini( Srz.com> Snehal Amin Snehal Amin Snehal Amin Snehal Amin Rishi Sunak <rishi sunak<="" td=""><td>Sugastifiate (@SARDYERD com&gt; Bianchini, Maria Gabriela «MariaGabriela. Bianchini (srz.com&gt; Snehal Amin Rishi Sunak</td><td>Signaturance (@SAND V LIND com&gt; Bianchini, Maria Gabriela    Bianchini, Maria Gabriela   Sracom&gt; Snehal Amin Sneha</td><td>Suehal Amin Snehal Amin</td><td>Signal Amin Shehal Amin</td></rishi>	Sugastifiate (@SARDYERD com> Bianchini, Maria Gabriela «MariaGabriela. Bianchini (srz.com> Snehal Amin Rishi Sunak	Signaturance (@SAND V LIND com> Bianchini, Maria Gabriela    Bianchini, Maria Gabriela   Sracom> Snehal Amin Sneha	Suehal Amin Snehal Amin	Signal Amin Shehal Amin
DATE	10/22/2007	10/22/2007	10/22/2007		10/22/2007	10/22/2007	10/22/2007 10/22/2007 10/22/2007	10/22/2007 10/22/2007 10/22/2007 10/22/2007	10/22/2007 10/22/2007 10/22/2007 10/22/2007 10/22/2007	10/22/2007 10/22/2007 10/22/2007 10/22/2007 10/23/2007	10/22/2007 10/22/2007 10/22/2007 10/22/2007 10/22/2007 10/23/2007	10/22/2007 10/22/2007 10/22/2007 10/22/2007 10/23/2007	10/22/2007 10/22/2007 10/22/2007 10/22/2007 10/23/2007 10/23/2007	10/22/2007 10/22/2007 10/22/2007 10/22/2007 10/23/2007
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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

NO.	BATES NO.	TYPE OF DOCUMENT	DATE	FROM	ТО	၁၁	DESCRIPTION	BASIS FOR PRIVILEGE
179	TCI0944161 - TCI0944266	Email with attachment	10/23/2007	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela «MariaGabriela.Bianchini@s rz.com>; Jonathan Gasthalter sjgasthalter@SARDVERB.c om>; Snehal Amin «Snehal@tcifund.com>		Attorney-client communications re: blog	AC/WP
180	TCI0944328 - TCI0944331	Email	10/23/2007	Matthew Triaca <a href="MatthewTriaca@harbour"> <a href="MatthewTriaca@harbour"> <a href="Matiagabriela.Bianchini"> <a h<="" td=""><td>Snehal Amin  <snehal@tcifund.com>;  MariaGabriela.Bianchini@srz .com;  jgasthalter@SARDVERB.co m; Rishi Sunak <rishi@tcifund.com>; Richard Mintz <richard.mintz@harbourgrp. com=""></richard.mintz@harbourgrp.></rishi@tcifund.com></snehal@tcifund.com></td><td></td><td>Attorney-client communications re: blog</td><td>AC</td></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>	Snehal Amin <snehal@tcifund.com>;  MariaGabriela.Bianchini@srz .com;  jgasthalter@SARDVERB.co m; Rishi Sunak <rishi@tcifund.com>; Richard Mintz <richard.mintz@harbourgrp. com=""></richard.mintz@harbourgrp.></rishi@tcifund.com></snehal@tcifund.com>		Attorney-client communications re: blog	AC
181	TCI0944332 - TCI0944335	Email	10/23/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Matthew.Triaca@harbourgrp .com		Attorney-client communications re:     blog	AC
182	TC10944336 - TC10944339	Email	10/23/2007	Matthew Triaca Snehal Amin <matthew.triaca@harbour <snehal@tcifund.com="">; grp.com&gt; Rishi Sunak  <rishi@tcifund.com></rishi@tcifund.com></matthew.triaca@harbour>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>		Attorney-client communications re: blog	AC
2167	Withheld	Email with attachment	10/23/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 		Attorney-client communications re: AC/WP blog and draft	AC/WP
2168	Withheld	Email with attachment	10/23/2007	Bianchini, Maria Gabriela   Snehal Amin   <mariagabriela.bianchini@ <snehal@tcifund.com=""  =""></mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Attorney-client communications re: blog and draft	AC/WP

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC/WP
DESCRIPTION	Attorney-client communications re: blog and draft	Attorney-client communications re: blog	Attorney-client communications re: blog and draft
၁၁			
ОТ	Bianchini, Maria Gabriela    AMariaGabriela.Bianchini@s   rz.com>; Jonathan   Gasthalter   sjgasthalter@SARDVERB.c   om>; Rishi Sunak <rishi@tcifund.com>;   Richard.Mintz@harbourgrp.c   om; Matthew Triaca   <matthew td="" triaca@harbourgr<="">   p.com&gt;</matthew></rishi@tcifund.com>	Gabriela Snehal Amin Bianchini@ <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com="">; Jonathan Gasthalter <jgasthalter <my=""> <my> <my> <my> <my> <my> <my> <my></my></my></my></my></my></my></my></jgasthalter></mariagabriela.bianchini@s></snehal@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	.a a.	Snehal@tcifund.com>
DATE	10/23/2007	10/23/2007	10/23/2007
TYPE OF DOCUMENT	ettachment	Email	attachment
BATES NO.	Withheld	Withheld	Withheld
NO.	2169	2170	2171

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	O	O	AC
DESCRIPTION	Discussion re. website.	Discussion re. website.	Discussion re. website.	Discussion re. Commerce Committee Hearing.
၁၁				Fishman, Edward <ed.fishman@klgates.com &gt;; Sheng, Janie C. I. <janie.sheng@klgates.co m&gt;</janie.sheng@klgates.co </ed.fishman@klgates.com 
ТО	Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela. bianchini@s="" rz.com="">; Jonathan Gasthalter ijgasthalter@SARDVERB.c om&gt;; Rishi Sunak <rishi <rishi@tifund.com="" sunak="">; Richard Mintz <richard <richard="" m<="" mintz="" th=""><th>Matthew.Triaca@harbourgrp.com; MariaGabriela.Bianchini@srz.com; igasthalter@SARDVERB.co m; Rishi Sunak <rishi@tcifund.com>; richard.mintz@harbourgrp.co</rishi@tcifund.com></th><th>MariaGabriela. Bianchini@srz.com; Matthew. Triaca@harbourgrp.com; igasthalter@SARDVERB.co m; Rishi Sunak <rishi@tcifund.com>; richard.mintz@harbourgrp.co</rishi@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></th></richard></rishi></mariagabriela.></snehal@tcifund.com>	Matthew.Triaca@harbourgrp.com; MariaGabriela.Bianchini@srz.com; igasthalter@SARDVERB.co m; Rishi Sunak <rishi@tcifund.com>; richard.mintz@harbourgrp.co</rishi@tcifund.com>	MariaGabriela. Bianchini@srz.com; Matthew. Triaca@harbourgrp.com; igasthalter@SARDVERB.co m; Rishi Sunak <rishi@tcifund.com>; richard.mintz@harbourgrp.co</rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Matthew Triaca <matthew.triaca@harbour grp.com&gt;</matthew.triaca@harbour 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 
DATE	10/23/2007	10/23/2007	10/23/2007	10/23/2007
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	2172	V 2173 V	2174   V	2175 V

Case 1:08-cv-02764-LAK

Filed 06/04/2008

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	Michael.Benevento@srz.co Attorney-client communication m; regarding HSR Patrick. Dundas@srz.com	Attorney-client communication regarding HSR	Attorney-client communication regarding HSR	Attorney-client communication regarding HSR	Attorney-client communication re: TCI's holdings in CSX	Internally forwarded email containing attorney-client communications re: disclosure requirements
23	Michael.Benevento@srz.co m; Patrick.Dundas@srz.com					
01	Kelli.Moll@srz.com	Andrew Hope <andrew@ciff.org>; Matthew King  <matthew@tcifund.com>; Joe O'Flynn  <joflynn@tcifund.com></joflynn@tcifund.com></matthew@tcifund.com></andrew@ciff.org>	James Hawks <james@tcifund.com>; Andrew Hope <andrew@ciff.org>; Matthew King <matthew@tcifund.com></matthew@tcifund.com></andrew@ciff.org></james@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; James Hawks <james@tcifund.com>; Andrew Hope <andrew@ciff.org></andrew@ciff.org></james@tcifund.com></joflynn@tcifund.com>	Matthew King <matthew@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com>; James Hawks <james@tcifund.com>; Andrew Hope <andrew@ciff.org></andrew@ciff.org></james@tcifund.com></joflynn@tcifund.com></matthew@tcifund.com>	Bradd Bentley <bradd@tcifund.com></bradd@tcifund.com>
FROM	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Matthew@tcifund.com>	Matthew@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>
DATE	10/24/2007	10/24/2007	10/24/2007	10/24/2007	10/24/2007	10/24/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.		2179	2180		2182	2183

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Attorney-client communications re: Awebsite	Attorney-client communications re: blog	Attorney-client communications re: Ablog	Attorney-client communications re: Awebsite	Attorney-client communications re: Ablog	Attorney-client communication re:	Attorney-client communication re: ACSX
၁၁		Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.bianchini@ 		
ТО	Snehal Amin <snehal@tcifund.com>;  Matthew Triaca <matthew.triaca@harbourgr p.com="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></matthew.triaca@harbourgr></snehal@tcifund.com>	Matthew Triaca Bianchini, Maria Gabriela <matthew.triaca@harbourgr <="" p=""  =""> <a href="mailto:right-niad">MariaGabriela.Bianchini@</a> <a href="mailto:right-niad">right:right-niad</a> <a href="mailto:right-niad">Som&gt;</a> <a href="mailto:right-niad">Ashia</a> <a href="mailto:right-niad">Som&gt;</a> <a href="mailto:right-niad">Som&gt;</a> <a href="mailto:right-niad">Som</a> <a href="mailto:right-niad">Ashia</a> <a href="mailto:right-niad">Som</a> <a href="mailto:right-niad">Ashia</a> <a< td=""><td>ind.com&gt;; aca iaca@harbourgr</td><td>a Gabriela Rishi Sunak Bianchini@ <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Matthew Triaca <matthew. p.com="" triaca@harbourgr=""></matthew.></snehal@tcifund.com></rishi@tcifund.com></td><td></td><td>Moll, Kelli <kelli.moll@srz.com></kelli.moll@srz.com></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td></a<></matthew.triaca@harbourgr>	ind.com>; aca iaca@harbourgr	a Gabriela Rishi Sunak Bianchini@ <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Matthew Triaca <matthew. p.com="" triaca@harbourgr=""></matthew.></snehal@tcifund.com></rishi@tcifund.com>		Moll, Kelli <kelli.moll@srz.com></kelli.moll@srz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	(6)	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Matthew Triaca Rishi Sunak <matthew.triaca@harbour <rishi@tcifund.com=""  ="">  grp.com&gt;</matthew.triaca@harbour>	James Hawks <james@tcifund.com></james@tcifund.com>	McBride, Michael F. Snehal Amin <mmcbride@deweyleboeuf csnehal@tcifund.com=""  =""></mmcbride@deweyleboeuf>
DATE	10/24/2007	10/24/2007	10/24/2007	10/24/2007	10/24/2007	10/24/2007	10/24/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2184 V	2185	2186	2187 V		2189 \	2190

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE								
DESCRIPTION	Attorney-client communication re: AC CSX	Discussions re. Surface Transportation Board.	Email chain re. discussions about AC Surface Transportation Board.	Attorney-client communication re: AC TCI's holdings in CSX	Email chain re. discussions about AC Surface Transportation Board.	Email chain re. discussions about AC Surface Transportation Board.	Email chain re. discussions about AC Surface Transportation Board.	Email chain re. discussions about AC Surface Transportation Board.
၁၁	Attorn	Garvie, Pamela Discussions re. Surfar spamela.garvie@klgates.co Transportation Board.m>; Sheng, Janie C. I. <a href="mailto:salarie:sheng@klgates.co">salarie:sheng@klgates.co</a>	Fishman, Edward Garvie, Pamela Email chain re. discussions ab <a href="eq-d-fishman@klgates.com">ed.fishman@klgates.com</a> ; <a href="mailto:spamela.garvie@klgates.co">spamela.garvie@klgates.co</a> Surface Transportation Board. Rishi Sunak <a href="mailto:spamela.garvie@klgates.co">m&gt;; Sheng@klgates.co</a> <a href="mailto:spamela.garvie@klgates.co">sheng@klgates.co</a> <a href="mailto:spamela.garvie@klgates.co">m&gt;</a> <a eq-diffshman@klgates.com"="" href="mailto:spamela.garvie.garvi&lt;/td&gt;&lt;td&gt;Attorn&lt;br&gt;TCI's&lt;/td&gt;&lt;td&gt;Fishman, Edward Garvie, Pamela Email chain re. discussions ab &lt;a href=">ed. fishman@klgates.com</a> ; <pre><pre><pre><pre><pre><pre><pre><pre></pre></pre></pre></pre></pre></pre></pre></pre>	Garvie, Pamela Email chain re. discussions ab <a href="mailto:rearble-ransportation">rearble-ransportation Board.</a> Surface Transportation Board. m>; Sheng. Janie C. I. <a href="mailto:salanie.sheng@klgates.co">salanie.sheng@klgates.co</a>	Fishman, Edward Garvie, Pamela Email chain re. discussions ab <a href="eq-4"><ed.fishman@klgates.com>; <a href="eq-4">ypamela.garvie@klgates.co</a> Surface Transportation Board. Snehal Amin <a href="eq-4"><a href="&lt;/td"><td>Garvie, Pamela Email chain re. discussions ab <a href="mailto:rearble-rankbowtation">rearble-rankbowtation Board.</a> Surface Transportation Board. m&gt;; Sheng. Janie C. I. <a href="mailto:salanie.sheng@klgates.co">Janie.Sheng@klgates.co</a></td></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></ed.fishman@klgates.com></a>	Garvie, Pamela Email chain re. discussions ab <a href="mailto:rearble-rankbowtation">rearble-rankbowtation Board.</a> Surface Transportation Board. m>; Sheng. Janie C. I. <a href="mailto:salanie.sheng@klgates.co">Janie.Sheng@klgates.co</a>		
01	McBride, Michael F. <mmcbride@deweyleboeuf.c< td=""><td>Snehal Amin  snehal@tcifund.com&gt;;  Rishi Sunak  crishi@tcifund.com&gt;</td><td>Fishman, Edward  ced.fishman@klgates.com&gt;;  Rishi Sunak  cRishi@tcifund.com&gt;</td><td>James Hawks <james@tcifund.com></james@tcifund.com></td><td>Fishman, Edward <ed.fishman@klgates.com>; &lt; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></ed.fishman@klgates.com></td><td>Rishi Sunak  <rishi@tcifund.com>;  Snehal Amin  <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com></td><td>Fishman, Edward  ced.fishman@klgates.com&gt;;  Snehal Amin  cSnehal@tcifund.com&gt;</td><td>Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com></td></mmcbride@deweyleboeuf.c<>	Snehal Amin  snehal@tcifund.com>;  Rishi Sunak  crishi@tcifund.com>	Fishman, Edward  ced.fishman@klgates.com>;  Rishi Sunak  cRishi@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Fishman, Edward <ed.fishman@klgates.com>; &lt; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></ed.fishman@klgates.com>	Rishi Sunak <rishi@tcifund.com>;  Snehal Amin  <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Fishman, Edward  ced.fishman@klgates.com>;  Snehal Amin  cSnehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Fishman, Edward <ed.fishman@klgates.com &gt;</ed.fishman@klgates.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Moll, Kelli <kelli.moll@srz.com></kelli.moll@srz.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Fishman, Edward <ed.fishman@klgates.com &gt;</ed.fishman@klgates.com 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Fishman, Edward <ed.fishman@klgates.com &gt;</ed.fishman@klgates.com 
DATE	10/24/2007	10/24/2007	10/24/2007	10/25/2007	10/25/2007	10/25/2007	10/25/2007	10/25/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2191	2193	2194	2201	2202	2203	2204	2205

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC/WP	AC	AC	AC/WP	AC/WP	AC/WP
DESCRIPTION	Attorney-client communication re: TCI's holdings in CSX	Attorney-client communication re: TCI's holdings in CSX	Attorney-client communication re: TCI's holdings in CSX	Draft letter for attorneys' review	Draft letter for consultants' review and email containing attorney-client communications	Attorney-client communication re: TCI's holdings in CSX	Consultant's advice in connection with draft letter	Counsel's edits to letter	Counsel's edits to letter
၁၁			James Hawks <james@tcifund.com></james@tcifund.com>	Sheng, Janie C. I. <janie.sheng@klgates.co m="">; Snehal Amin <snehal@tcifund.com>; Fishman, Edward <ed.fishman@klgates.com< th=""><th></th><th>James Hawks <james@tcifund.com></james@tcifund.com></th><th>Rob Chamberlin Consultant's ac <rchamberlin@mcbeestrat draft="" egic.com="" letter="" with=""></rchamberlin@mcbeestrat></th><th>Garvie, Pamela <pamela.garvie@klgates.co m&gt;</pamela.garvie@klgates.co </th><th>Garvie, Pamela <pamela.garvie@klgates.co m&gt;; Sheng, Janie C. I. <janie.sheng@klgates.co m&gt;</janie.sheng@klgates.co </pamela.garvie@klgates.co </th></ed.fishman@klgates.com<></snehal@tcifund.com></janie.sheng@klgates.co>		James Hawks <james@tcifund.com></james@tcifund.com>	Rob Chamberlin Consultant's ac <rchamberlin@mcbeestrat draft="" egic.com="" letter="" with=""></rchamberlin@mcbeestrat>	Garvie, Pamela <pamela.garvie@klgates.co m&gt;</pamela.garvie@klgates.co 	Garvie, Pamela <pamela.garvie@klgates.co m&gt;; Sheng, Janie C. I. <janie.sheng@klgates.co m&gt;</janie.sheng@klgates.co </pamela.garvie@klgates.co 
ТО	Kelli.Moll@srz.com	Matthew King <matthew@tcifund.com></matthew@tcifund.com>	Kelli.Moll@srz.com	Garvie, Pamela <pamela.garvie@klgates.co m&gt;</pamela.garvie@klgates.co 	Sam Whitehorn <swhitehorn@mcbeestrategi c.com&gt;</swhitehorn@mcbeestrategi 	Matthew King <pre><matthew@tcifund.com></matthew@tcifund.com></pre>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Fishman, Edward Rishi Sunak Garvie, Pamela ced.fishman@klgates.com crishi@tcifund.com>; Snehal cpamela.garvie@klgates.co Amin csnehal@tcifund.com> m>	Rishi Sunak crishi@tcifund.com>; Snehal <pamela.garvie@klgates.co <snehal@tcifund.com="" amin=""> m&gt;; Sheng, Janie C. I. <janie.sheng@klgates.co m=""></janie.sheng@klgates.co></pamela.garvie@klgates.co>
FROM	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Matthew King <a href="Matthew@tcifund.com">Matthew@tcifund.com</a>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Moll, Kelli <kelli.moll@srz.com></kelli.moll@srz.com>	Sam Whitehorn <pre>cSwhitehorn@mcbeestrate cSnehal@tcifund.com&gt;; gic.com&gt; Rishi Sunak</pre> <pre>cRishi@tcifund.com&gt;</pre>	Fishman, Edward <ed.fishman@klgates.com &gt;</ed.fishman@klgates.com 	Fishman, Edward <ed.fishman@klgates.com &gt;</ed.fishman@klgates.com 
DATE	10/26/2007	10/26/2007	10/26/2007	10/26/2007	10/26/2007	10/26/2007	10/26/2007	10/26/2007	10/26/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email with attachment	Email with attachment	Email	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	5206	2207	2208	2209	2210	2211	2212	2213	2214

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC/WP	AC	AC	AC	AC	AC	AC/WP
DESCRIPTION	Email chain re. discussions about A Surface Transportation Board.	Advice re: swap transactions	Draft letter to STB.	Advice re: swap transactions	Advice re: swap transactions	Advice re: swap transactions	In house counsel's to-do list	Attorney-client communication re: ACSX	Attorney-client communication re: A rail industry
သ	Sheng, Janie C. I. <janie.sheng@klgates.co m&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></janie.sheng@klgates.co 						Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>		Rishi@tcifund.com>
01	tes.co	Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com>	Vernon Williams	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	tsjoblom@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Sam Whitehorn Rishi Sunak swhitehorn@mcbeestrategi <rishi@tcifund.com>c.com&gt;; Rob Chamberlin <rchamberlin@mcbeestrate gic.com="">; pamela.garvie@klgates.com</rchamberlin@mcbeestrate></rishi@tcifund.com>
FROM	Fishman, Edward Rishi Sunak ced.fishman@klgates.com ced.fishman@klgates.com carvie, Pamela com>; comela.garvie@klgat m>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin	Sjoblom, Thomas V. Snehal Amin        	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sjoblom, Thomas V. Snehal Amin <tsjoblom@proskauer.com <snehal@tcifund.com=""></tsjoblom@proskauer.com>	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	10/26/2007	10/26/2007	10/26/2007	10/27/2007	10/27/2007	10/27/2007	10/29/2007	10/29/2007	10/29/2007
TYPE OF DOCUMENT	Email	Email	Letter	Email	Email	Email	Email with attachment	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2215	2216		2218	2219	2220	2221	2222	2223

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC	AC	AC
DESCRIPTION	Letter to STB	Letter to the Surface Transportation AC/WP Board.	Letter to the Surface Transportation AC Board.	Letter to the Surface Transportation AC Board.	Discussions around letter to the Surface Transportation Board.
၁၁	Rishi@tcifund.com>		Taney, Sarah R. <sarah. m="" taney@klgates.co="">; Garvie, Pamela <pamela.garvie@klgates.co m="">; Fishman, Edward <ed.fishman@klgates.com></ed.fishman@klgates.com></pamela.garvie@klgates.co></sarah.>		Sheng, Janie C. I. <janie.sheng@klgates.co m&gt;</janie.sheng@klgates.co 
01	Bianchini, Maria Gabriela Rishi Sunak <a href="Maintof">Maria Gabriela</a> Rishi@tcifund.com> <a href="maintof">rz.com&gt;;</a> ; Richard.Mintz@harbourgrp.c <a href="maintof">cm;</a> George Sard <a href="maintof">GSard@SARDVERB.com&gt;;</a> <a href="maintof">jonathan Gasthalter</a> <a href="maintof">joasthalter@SARDVERB.c</a> <a href="maintof">joasthalter@SARDVERB.c</a> <a href="maintof">om&gt;;</a> <a href="maintof">jasthalter@SARDVERB.c</a> <a href="maintof">om&gt;;</a> <a href="maintof">dyadthew. Triaca@harbourgr</a> <a href="maintof">p.com&gt;</a>	Garvie, Pamela <pre>cpamela.garvie@klgates.co m&gt;; Fishman, Edward <ed.fishman@klgates.com>; Sheng, Janie C. I. <janie.sheng@klgates.com></janie.sheng@klgates.com></ed.fishman@klgates.com></pre>	Rishi@tcifund.com>	Sheng, Janie C. I. <janie.sheng@klgates.com &gt;</janie.sheng@klgates.com 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	Snehal@tcifund.com>	Rishi@tcifund.com>	Sheng, Janie C. I. <janie.sheng@klgates.co m&gt;</janie.sheng@klgates.co 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Taney, Sarah R. <sarah.taney@klgates.co m&gt;</sarah.taney@klgates.co 
DATE	10/29/2007	10/29/2007	10/29/2007	10/29/2007	10/29/2007
TYPE OF DOCUMENT	attachment	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2224	2225	2226	2227	2228

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	0	0	0	0	0	0	0
DESCRIPTION	Discussions around letter to the AC Surface Transportation Board.	Garvie, Pamela Discussions around letter to the AC cpamela.garvie@klgates.co Surface Transportation Board. m>; Snehal Amin Com>	Discussions around letter to the AC Surface Transportation Board.	Discussions about the DC AC presentation.	Discussion re. DC Presentation. AC	Discussion of talks with individuals AC experienced in activist situations.	Email chain re. discussion of talks AC with individuals experienced in activist situations.
၁၁	Sheng, Janie C. I. <janie.sheng@klgates.co m="">; Garvie, Pamela  <pamela.garvie@klgates.co m="">; Snehal Amin  <snehal@tcifund.com></snehal@tcifund.com></pamela.garvie@klgates.co></janie.sheng@klgates.co>	Garvie, Pamela <pamela.garvie@klgates.co m&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></pamela.garvie@klgates.co 		Rishi@tcifund.com>	Rishi@tcifund.com>		
ТО	Taney, Sarah R. Sheng, Janie C. I. <sarah.taney@klgates.com <janie.sheng@klgates.co="" m="">; Garvie, Pamela <pamela.garvie@klgates.co m="">; Snehal Amin <snehal@tcflund.com></snehal@tcflund.com></pamela.garvie@klgates.co></sarah.taney@klgates.com>	Rishi Sunak <rishi@tcifund.com>;  <pamela.garvie@klgate <sarah.taney@klgates.com="" <snehal@tcifund.com="" r.="" sarah="" taney,=""> &gt;</pamela.garvie@klgate></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Sam Whitehorn Rishi Sunak cswhitehorn@mcbeestrategi cRishi@tcifund.com>c.com>; Snehal Amin cSnehal@tcifund.com>; Rob Chamberlin cRchamberlin@mcbeestrate gic.com>	Snehal Amin Rishi Sunak <snehal@tcifund.com>; Rob <rishi@tcifund.com> Chamberlin <rchamberlin@mcbeestrate gic.com="">; pamela.garvie@klgates.com</rchamberlin@mcbeestrate></rishi@tcifund.com></snehal@tcifund.com>	GSard@SARDVERB.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Sheng, Janie C. I. <janie.sheng@klgates.co m&gt;</janie.sheng@klgates.co 	Sheng, Janie C. I. <janie.sheng@klgates.co m&gt;</janie.sheng@klgates.co 	@klgates.c	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard Snehal Amin <gsard@sardverb.com <snehal@tcifund.com=""></gsard@sardverb.com>
DATE	10/29/2007	10/29/2007	10/29/2007	10/29/2007	10/29/2007	10/29/2007	10/29/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2229	2230	2231	2232	2233	2234	2235

Page 304

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email chain re. discussion of talks // with individuals experienced in activist situations.	Attorney-client communication re: CSX	Attorney-client communication re: , , CSX	Attorney-client communication re: CSX	Attorney-client communication re: CSX	Attorney-client communication re: CSX	Attorney-client communication re: CSX	Attorney-client communication re: CSX
၁၁		Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 				Weingarten, Marc <marc.weingarten@srz.co m="">; Momborquette, David <david.momborquette@srz .com=""></david.momborquette@srz></marc.weingarten@srz.co>	Weingarten, Marc <marc.weingarten@srz.co m="">; Momborquette, David <david.momborquette@srz .com=""></david.momborquette@srz></marc.weingarten@srz.co>	Weingarten, Marc <marc.weingarten@srz.co m="">; Momborquette, David <david.momborquette@srz .com=""></david.momborquette@srz></marc.weingarten@srz.co>
10	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Weingarten, Marc <mariagabriela.bianchini@s <marc.weingarten@srz.co="" rz.com="">; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.bianchini@s>	Weingarten, Marc <marc.weingarten@srz.com &gt;</marc.weingarten@srz.com 	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	Bianchini, Maria Gabriela Weingarten, Marc <mariagabriela.bianchini@s< td=""> <marc.weingarten@srz.co< td="">   rz.com&gt;; Rishi Sunak m&gt;; Momborquette, David   <rishi@tcifund.com> <caracteristic com="">   .com&gt; .com&gt;</caracteristic></rishi@tcifund.com></marc.weingarten@srz.co<></mariagabriela.bianchini@s<>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»
FROM	George Sard Snehal Amin <gsard@sardverb.com <snehal@tcifund.com=""></gsard@sardverb.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Sonehal@tcifund.com&gt;">Snehal@tcifund.com&gt;</a> srz.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">; srz.com&gt; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	10/29/2007	10/30/2007	10/30/2007	10/30/2007	10/30/2007	10/30/2007	10/30/2007	10/30/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2236	2237	2238	2239	2240	2241	2242	2243

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

Part			i			
BATES NO.         TYPE OF DATE         FROM         TO         DESCRIPTION           Withheld         Email         10/30/2007         Fishman, Edward         Rishi Sunak         Rishi Sunak         Discussions around letter to the Surface Transportation Board.           Withheld         Email         10/30/2007         Taney, Sarah R.         Rishi Sunak         Sheng, Janie C. I.         Discussions re. filing before the Surface Transportation Board.           Withheld         Email         10/30/2007         Taney, Sarah R.         Rishi Sunak         Sheng@klgates.com         Surface Transportation Board.           Withheld         Email         10/30/2007         Sam Whitehorn         Shehal Amin         Rishi Sunak         Edits to Engagement Agreement.           Withheld         Email         10/30/2007         Sam Whitehorn         Shehal Amin         Rishi Sunak         Edits to Engagement Agreement.           Withheld         Email         10/30/2007         Sam Whitehorn         Shehal Amin         Rishi Sunak         Edits to Engagement Agreement.           Rishi Sunak         Gottom>         Rishi Sunak         Rishi Sunak         Rishi Sunak         Rishi Sunak         Rishi Sunak           Recompanied         Rishi Sunak         Rishi Sunak         Rishi Sunak         Rishi Sunak         Rishi Sunak         Ris	BASIS FOR PRIVILEGE	AC	AC/WP	AC/WP	AC	AC
Withheld Email 10/30/2007 Fishman, Edward ced.fishman@klgates.com   10/30/2007 Taney, Sarah R.   Cashibility   10/30/2007 Sam Whitehorn   Cashibility   11/1/2007 Sam Whitehorn   Cashibility   Cashibility   11/1/2007 Sam Whitehorn   Cashibility   Cashibility	DESCRIPTION	ө	Discussions re. filing before the Surface Transportation Board.	Edits to Engagement Agreement.	Discussion re. congressional action.	Attorney-client communications re: blog
Withheld Email 10/30/2007 Fishman, Edward ced.fishman@klgates.com	၁၁		Sheng, Janie C. I. <janie.sheng@klgates.co m&gt;</janie.sheng@klgates.co 	Rishi Sunak <rishi@tcifund.com>; Rob Chamberlin <rchamberlin@mcbeestrat egic.com=""></rchamberlin@mcbeestrat></rishi@tcifund.com>		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
Withheld Email 10/30/2007 Fishman, Edward ced.fishman@klgates.com   10/30/2007 Taney, Sarah R.   Cashibility   10/30/2007 Sam Whitehorn   Cashibility   11/1/2007 Sam Whitehorn   Cashibility   Cashibility   11/1/2007 Sam Whitehorn   Cashibility   Cashibility	ТО	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Garvie, Pamela <pamela.garvie@klgates.co m="">; Fishman, Edward <ed.fishman@klgates.com></ed.fishman@klgates.com></pamela.garvie@klgates.co></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin  -Snehal@tcifund.com>; Rishi Sunak -Rishi@tcifund.com>; Rob Chamberlin -Rchamberlin@mcbeestrate gic.com>; Bianchini, Maria Gabriela -MariaGabriela.Bianchini@s	(g)
Withheld Email Withheld Email Withheld Email Withheld Email with	FROM	Fishman, Edward <ed.fishman@klgates.com &gt;</ed.fishman@klgates.com 	iey, Sarah R. arah.Taney@klgates.co	ກ mcbeestrate	ncbeestrate	nd.com>
Withheld E Withheld E Withheld E Withheld E	DATE	10/30/2007	10/30/2007	10/30/2007	10/30/2007	11/1/2007
S S S S	TYPE OF DOCUMENT	Email	Email			Email with attachment
	BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
	NO.					

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC
DESCRIPTION	Attorney-client communication re: CSX	Attorney-client communication re: CSX	Attorney-client communication re: CSX
၁၁	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
ОТ	Sam Whitehorn <pre>swhitehorn@mcbeestrategi</pre>	amela garvie@klgates.co Whitehorn orn@mcbeestrategi kishi Sunak cifund.com>; Rob lin erlin@mcbeestrate	
FROM	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 
DATE	11/1/2007	11/1/2007	11/1/2007
TYPE OF DOCUMENT	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld
NO.	2249	2250	2251

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC	AC	AC
DESCRIPTION	Attorney-client communication re: CSX	Requests for comments on an article.	Edits on an article.	Attorney-client communications re: blog	Attorney-client communications re: blog
သ		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
01	pamela.garvie@klgates.com; MariaGabriela.Bianchini@srz.com; com; swhitehorn@mcbeestrategic. com; Rishi Sunak <rishi@tcifund.com>; Rohamberlin@mcbeestrategi</rishi@tcifund.com>	Bianchini, Maria Gabriela    AMariaGabriela. Bianchini@s   rz. com>; Garvie, Pamela   cpamela.garvie@klgates.co   m>; Rob Chamberlin <rchamberlin@mcbeestrate< td="">   gic.com&gt;; Sam Whitehorn   <swhitehorn@mcbeestrategi< td="">   c.com&gt;</swhitehorn@mcbeestrategi<></rchamberlin@mcbeestrate<>	Rishi Sunak  «Rishi@tcifund.com»; Bianchini, Maria Gabriela  «MariaGabriela. Bianchini@s rz.com»; Garvie, Pamela  «pamela.garvie@klgates.co m»; Rob Chamberlin «Rchamberlin@mcbeestrate gic.com»	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin    Snehal @tcifund.com>   rz.com>
FROM	Snehal@tcifund.com>	Rishi@tcifund.com>	Sam Whitehorn aswhitehorn@mcbeestrate gic.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	11/1/2007	11/1/2007	11/1/2007	11/2/2007	11/2/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	TC10944689 - TC10944690	TC10944691 - TC10944693
NO.	2252	2253	2254	191	192

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE		۵		
BA(	AC	AC/WP	O A	Q V
DESCRIPTION	Attorney-client communication re: CSX	Edits on an article.	Edits on an article.	Comments on an article.
၁၁		Snehal Amin «Snehal@tcifund.com»; Garvie, Pamela «pamela.garvie@klgates.co m>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi@tcifund.com>
10	Snehal Amin <snehal@tcifund.com>; pamela.garvie@klgates.com; swhitehorn@mcbeestrategic. com; Rishi Sunak <rishi@tcifund.com>; Rchamberlin@mcbeestrategi</rishi@tcifund.com></snehal@tcifund.com>	Sam Whitehorn <pre>swhitehorn@mcbeestrategi</pre>	Rishi Sunak  «Rishi@tcifund.com»; Bianchini, Maria Gabriela  «MariaGabriela. Bianchini@s rz.com»; Garvie, Pamela  «pamela.garvie@klgates.co m»; Rob Chamberlin  «Rob Chamberlin	Snehal Amin Rishi Sunak cSnehal@tcifund.com>; Rob cRishi@tcifund.com> Chamberlin cRchamberlin@mcbeestrate gic.com>; pamela.garvie@klgates.com
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	mcbeestrate	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 
DATE	11/2/2007	11/2/2007	11/2/2007	11/2/2007
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	2255	2256	2257	2258

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC	AC/WP	AC/WP	AC	AC	AC	AC	AC
DESCRIPTION	Presentation to potential board A candidates.	Presentation to potential board A candidates.	Attorney-client communication re: A CSX	Presentation to potential board A candidates.	Presentation to potential board A candidates.	Attorney-client communication re: A CSX	Draft letter A	Attorney-client communication re: A CSX	Draft letter for in house counsel's A review	Consultant's advice in connection A with legal services
၁၁				Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>			
ТО	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	MariaGabriela.Bianchini@srz .com	marc.weingarten@srz.com; Bianchini, Maria Gabriela rz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com>; Angus Milne <angus@tcifund.com></angus@tcifund.com></james@tcifund.com>	Snehal Amin -Snehal@tcifund.com>; Rishi Sunak -Rishi@tcifund.com>; Rob Chamberlin -RChamberlin@mcbeestrate
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	ela ini@	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	nd.com>	Bianchini, Maria Gabriela <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> srz.com>	nd.com>	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 
DATE	11/4/2007	11/4/2007	11/4/2007	11/5/2007	11/5/2007	11/5/2007	11/5/2007	11/5/2007	11/5/2007	11/5/2007
TYPE OF DOCUMENT	Email and attachment	Email and attachment.	Email	Email and attachment	Email and attachment.	Email	Email with attachment	Email	Email with attachment	Email with attachment
BATES NO.	TC10575850 - TC10575887	TC10575850 - TC10575887	Withheld	TCI0577316 - TCI0577354	TC10577316 - TC10577354	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2	က	2261	4	ည	2262		2264	2265	2266

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	WP	AC	AC	AC	AC
DESCRIPTION	Draft letter for in house counsel's review	Counsel's edits to letter	Draft of letter to Mr. Morcott.	Attorney-client communication re: disclosure requirements	Attorney-client communication re: disclosure requirements	Attorney-client communication re: CSX	Attorney-dient communication re: CSX
၁၁	James Hawks <james@tcifund.com></james@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 				Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@sr z.com</rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@sr z.com</rishi@tcifund.com>
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Gabriela Snehal Amin Bianchini@ <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Southwood J. Morcott	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	marc.weingarten@srz.com; GSard@SARDVERB.com; igasthalter@SARDVERB.co m; richard.mintz@harbourgrp.co m; pharkins@dfking.com	Snehal Amin -Snehal@tcifund.com>; marc.weingarten@srz.com; GSard@SARDVERB.com; igasthalter@SARDVERB.co m; richard.mintz@harbourgrp.co
FROM	Angus Milne <a href="https://www.edu.com/">Angus@tcifund.com/"&gt;Angus@tcifund.com/</a>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>
DATE	11/5/2007	11/5/2007	11/5/2007	11/7/2007	11/7/2007	11/7/2007	11/7/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Letter	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2267	2268	2270	2271	2272	2273	2274 '

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC
DESCRIPTION	Attorney-client communication re: CSX	Inquiries re. potential board nominees.	Inquiries re. potential board nominees.	Inquiries re. potential board nominees.
ငင	Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@sr z.com; TCl <tcl@sardverb.com></tcl@sardverb.com></rishi@tcifund.com>			
ТО	king.com; fund.com>; rten@srz.com; RDVERB.com>	marc.weingarten@srz.com; pharkins@dfking.com; GSard@SARDVERB.com; richard.mintz@harbourgrp.co m	Snehal Amin «Snehal@tcifund.com»; marc.weingarten@srz.com; GSard@SARDVERB.com; richard.mintz@harbourgrp.co m	richard.mintz@harbourgrp.co m; pharkins@dfking.com; marc.weingarten@srz.com; GSard@SARDVERB.com
FROM	Jonathan Gasthalter pharkins@dfl  Jonathan Gasthalter@SARDVERB. Snehal Amin com> Snehal Amin Snehal@tci marc.weingar George Sard GSard@SA irichard.mintz m	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	11/7/2007	11/7/2007	11/7/2007	11/7/2007
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	2275	2276	2277	2278

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC/WP	AC/WP
DESCRIPTION	Discussions re. potential board members.	Discussions of director nominees.	Attorney-client communications re: possible director nominee	Attorney-client communication re: disclosure requirements	Email re: director liability	Email re: director liability	Draft 13F filing	Draft 13F filing
၁၁				Angus Milne <angus@tcifund.com></angus@tcifund.com>	marc.weingarten@srz.com			Angus Milne <angus@tcifund.com></angus@tcifund.com>
10	Peter Harkins <a href="color: blue;">cpharkins@dfking.com&gt;;</a> Snehal Amin <snehal@tcifund.com>; marc.weingarten@srz.com; GSard@SARDVERB.com; richard.mintz@harbourgrp.co</snehal@tcifund.com>	Snehal Amin -snehal@tcifund.com>; Marc.Weingarten@srz.com; pharkins@dfking.com; richard.mintz@harbourgrp.co	marc.weingarten@srz.com	Bianchini, Maria Gabriela   Angus Milne <mariagabriela.bianchini@s <angus@tcifund.com=""  =""> rz.com&gt;</mariagabriela.bianchini@s>	MariaGabriela.Bianchini@srz marc.weingarten@srz.com  Email re: director liability .com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Bianchini, Maria Gabriela Angus Milne <mariagabriela. <angus@tcifund.com="" bianchini@s=""  =""> rz.com&gt;; Nightingale, Charles <charles.nightingale@srz.co< td=""></charles.nightingale@srz.co<></mariagabriela.>
FROM	Richard Mintz  -Richard Mintz@harbourgr   chharkins@dfking.com>;  -Snehal Amin  -Snehal@tcifund.com>;  marc.weingarten@srz.coi  GSard@SARDVERB.con richard.mintz@harbourgrr	George Sard <gsard@sardverb.com <snehal@tcifund.com="">;  Marc.Weingarten@srz.c.  pharkins@dfking.com;  richard.mintz@harbourg  m</gsard@sardverb.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com=""></mariagabriela.bianchini@>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>
DATE	11/7/2007	11/7/2007	11/8/2007	11/8/2007	11/8/2007	11/8/2007	11/8/2007	11/8/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email	Email	Email	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	TCI0945342 - TCI0945452		Withheld	Withheld	Withheld	Withheld
NO.	2279	2280		7822	2283	2284	2285	2286

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC/WP			AC	AC		AC	AC	AC	AC	AC	٩C
DESCRIPTION	Attorney-client communication re: // TCl's holdings in CSX	Email to in house counsel re: TCl's / holdings in CSX	Draft 13F filing			Attorney-client communication re: ATCI's holdings in CSX	Attorney-client communication re:			Attorney-client communication re: // CSX	Attorney-client communication re:	Attorney-client communication re:   CSX	Attorney-client communication re: // CSX	Email chain re. discussions about re AC reg bill.
၁၁			Angus Milne	<angus@tcifund.com></angus@tcifund.com>										
ТО	ia Gabriela   Snehal Amin Ia.Bianchini@ <snehal@tcifund.com></snehal@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Ghislaine Couvillat	<ghislaine@tcifund.com>; Bianchini, Maria Gabriela</ghislaine@tcifund.com>	Namadabi lela. bianci ilings rz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz		Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; swhitehorn@mcbeestrategic. com; rchamberlin@mcbeestrategi c.com</rishi@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	marc.weingarten@srz.com	marc.weingarten@srz.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	pamela.garvie@klgates.com
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Nightingale, Charles	<charles.nightingale@srz. com&gt;</charles.nightingale@srz. 		Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Snehal Amin	Solielial@tcilulid.com/	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Marc larten@srz.co	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	11/8/2007	11/8/2007	11/8/2007			11/8/2007	11/8/2007		11/8/2007	11/9/2007	11/9/2007	11/9/2007	11/9/2007	11/9/2007
TYPE OF DOCUMENT	Email	Email	Email with	attachment		Email	Email	:	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld			Withheld	Withheld			Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2287	2288	2289			2290	2291			2297	2298	2299	2300	2301

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BASIS FOR PRIVILEGE						
BAS	AC	AC	AC	AC/WP	AC/WP	AC/WP
DESCRIPTION	Email chain re. discussions about re AC reg bill.	Attorney-client communication re: CSX	Attorney-client communication re: CSX	Draft agreement	Draft agreement	Draft agreement
၁၁				Weingarten, Marc <marc.weingarten@srz.co m="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@< td=""><td></td><td>Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;; Tomasetti, Nicholas. <nicholas.tomasetti@srz.coom>; Weingarten, Marc <marc.weingarten@srz.co< td=""></marc.weingarten@srz.co<></nicholas.tomasetti@srz.coom></mariagabriela.bianchini@ </td></mariagabriela.bianchini@<></marc.weingarten@srz.co>		Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;; Tomasetti, Nicholas. <nicholas.tomasetti@srz.coom>; Weingarten, Marc <marc.weingarten@srz.co< td=""></marc.weingarten@srz.co<></nicholas.tomasetti@srz.coom></mariagabriela.bianchini@ 
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	marc.weingarten@srz.com; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin <snehal@tcifund.com>; Weingarten, Marc <marc.weingarten@srz.com< td=""><td>Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»</td><td>marc.weingarten@srz.com; Rosewater, David <david.rosewater@srz.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></david.rosewater@srz.com></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td></marc.weingarten@srz.com<></snehal@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	marc.weingarten@srz.com; Rosewater, David <david.rosewater@srz.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></david.rosewater@srz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co 
DATE	11/9/2007	11/12/2007	11/12/2007	11/12/2007	11/12/2007	11/12/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2302	2306	2307	2308	2309	2310

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE		WP	WP				
- B	AC	AC/WP	AC/WP		AC	WP	Q A
DESCRIPTION	Attorney-client communication re: CSX	Contract negotiations	r Contract negotiations	Contract negotiations	Edits to TCI Background Info.	Draft of letter agreement.	Attorney-client communication re: CSX
၁၁		Bianchini, Maria Gabriela <mariagabriela. bianchini@<br="">srz. com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.>	MariaGabriela.Bianchini@sr Contract negotiations z.com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>		Rishi@tcifund.com>
10	Snehal Amin <snehal@tcifund.com>; Weingarten, Marc <marc.weingarten@srz.com< th=""><th>orn @mcbeestrategi &gt; Chamberlin in@mcbeestrate</th><th>Rishi Sunak <rishi@tcifund.com>; Rob Chamberlin <rchamberlin@mcbeestrate gic.com&gt;</rchamberlin@mcbeestrate </rishi@tcifund.com></th><th>Rob Chamberlin  Rishi Sunak  <rchamberlin@mcbeestrat <rishi@tcifund.com=""  ="">; Sam  egic.com&gt;</rchamberlin@mcbeestrat></th><th>Bianchini, Maria Gabriela Snehal Amin cMariaGabriela.Bianchini@s cSnehal@tcifund.com&gt;; rz.com&gt;; Matthew Triaca@harbourgr cRishi@tcifund.com&gt;; p.com&gt; James Hawks com&gt;</th><th></th><th>Snehal Amin  <snehal@tcifund.com>; Weingarten, Marc <marc. weingarten@srz.com="">; Chris Hohn <chris@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></chris@tcifund.com></marc.></snehal@tcifund.com></th></marc.weingarten@srz.com<></snehal@tcifund.com>	orn @mcbeestrategi > Chamberlin in@mcbeestrate	Rishi Sunak <rishi@tcifund.com>; Rob Chamberlin <rchamberlin@mcbeestrate gic.com&gt;</rchamberlin@mcbeestrate </rishi@tcifund.com>	Rob Chamberlin  Rishi Sunak <rchamberlin@mcbeestrat <rishi@tcifund.com=""  ="">; Sam  egic.com&gt;</rchamberlin@mcbeestrat>	Bianchini, Maria Gabriela Snehal Amin cMariaGabriela.Bianchini@s cSnehal@tcifund.com>; rz.com>; Matthew Triaca@harbourgr cRishi@tcifund.com>; p.com> James Hawks com>		Snehal Amin <snehal@tcifund.com>; Weingarten, Marc <marc. weingarten@srz.com="">; Chris Hohn <chris@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></chris@tcifund.com></marc.></snehal@tcifund.com>
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Rob Chamberlin <rchamberlin@mcbeestrat egic.com&gt;</rchamberlin@mcbeestrat 	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 		Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">;  Weingarten, Marc <marc.weingarten@srz. <marc.weingarten@srz.="">; Chris Hohn <chris@tcifund.com>;  James Hawks <james@tcifund.com></james@tcifund.com></chris@tcifund.com></marc.weingarten@srz.></mariagabriela.bianchini@>
DATE	11/12/2007	11/12/2007	11/12/2007	11/12/2007	11/12/2007	11/12/2007	11/13/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Draft Letter	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	TCI0945496 -
NO.	2311	2312	2313	2314	2315	2316	194

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BASIS FOR PRIVILEGE	AC	AC/WP	AC/WP	AC	AC	AC	AC/WP
DESCRIPTION	Attorney-client communication re: CSX	Draft letter	Draft letter for in house counsel's review	Attorney-client communication re: draft letter	Attorney-client communication re: draft letter	Attorney-client communication re: draft letter	Draff agreement
၁၁	Rishi@tcifund.com>	Chris Hohn <chris@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></chris@tcifund.com>		Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 			Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;; Tomasetti, Nicholas <nicholas.tomasetti@srz.c om&gt;; Weingarten, Marc <marc.weingarten@srz.co< td=""></marc.weingarten@srz.co<></nicholas.tomasetti@srz.c </mariagabriela.bianchini@ 
10	MariaGabriela.Bianchini@srz Rishi Sunak .com; marc.weingarten@srz.com; Chris Hohn <chris@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></chris@tcifund.com>	marc.weingarten@srz.com	Chris Hohn <chris@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></chris@tcifund.com>	Bianchini, Maria Gabriela Weingarten, Marc <mariagabriela.bianchini@s< td=""> <marc.weingarten@srz.co< td="">   rz.com&gt;; Rishi Sunak m&gt;   <rishi@tcifund.com></rishi@tcifund.com></marc.weingarten@srz.co<></mariagabriela.bianchini@s<>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin <snehal@tcifund.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></snehal@tcifund.com>	Rosewater, David Bianchini, Maria Gabriela <david.rosewater@srz.com <mariagabriela.bianchini@="" srz.com="">; Tomasetti, Nicholas <nicholas.tomasetti@srz.com>; Weingarten@srz.com&gt;; Weingarten@srz.com&gt;; Weingarten@srz.com&gt;; Weingarten@srz.com&gt;; Weingarten@srz.com&gt;</nicholas.tomasetti@srz.com></david.rosewater@srz.com>
FROM	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal@tcifund.com>
DATE	11/13/2007	11/13/2007	11/13/2007	11/13/2007	11/13/2007	11/13/2007	11/13/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email with attachment	Email	Email	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2317	2318	2319	2320		2322	2323

Page 317

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BASIS FOR PRIVILEGE							Д.
BA	AC	AC	AC	AC	WP	WP	AC/WP
DESCRIPTION	Attorney-client communication re: draft letter	Attorney-client communication re: draft letter sent to in house counsel	Email chain re. senate bills.	Discussions about potential director AC nominees.	Draft of letter agreement.	Draft of letter to Mr. Morcott.	In house counsel's memo re: doc
၁၁			Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter   Discussion  sigasthalter@SARDVERB. nominees. com>			
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></chris@tcifund.com>	ia Sam Whitehorn Snehal Amin ie@klgates.c	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Southwood J. Morcott	Ghislaine Couvillat
FROM	Weingarten, Marc Snehal Amin <a href="Mainto:Weingarten@srz.co">Mengarten@srz.co</a> <a href="Snehal@tcifund.com">Snehal@tcifund.com</a>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	George Sard Snehal Amin <gsard@sardverb.com <snehal@tcifund.com=""></gsard@sardverb.com>		Snehal Amin	Ghislaine Couvillat
DATE	11/13/2007	11/13/2007	11/13/2007	11/13/2007	11/13/2007	11/13/2007	11/14/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Draft Letter	Letter	Email with
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	TC10945501 -
NO.	2324	2325	2326	2328	2329	2330	195

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

		1	
BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC/WP
DESCRIPTION	In house counsel's memo re: doc retention	In house counsel's memo re: doc retention	Draft agreement
၁၁	Angus @tcifund.com>		Weingarten, Marc <marc.weingarten@srz.co m="">; Rosewater, David <david.rosewater@srz.co m="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></david.rosewater@srz.co></marc.weingarten@srz.co>
ТО	Alex Baring  Alex Baring  Alex @tcifund.com>; Adrian   Angus @tcifund.com> Beattie  Abeattie@tcifund.com>; Sydnie Beckman  Sydnie @tcifund.com>; Patrick @tcifund.com>; Brian Eschenburg  Astrangtcifund.com>; Liane  Evans  Clane@tcifund.com>; Liane  Awilliam Game  Awilliam Game  Awilliam Game  Awilliam @tcifund.com>; Kinali Joshi  Kinali@tcifund.com>;	Matthew King <	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Tomasetti, Nicholas Snehal Amin <nicholas. csnehal@tcifund.com="" tomasetti@srz.c=""  =""> om&gt;</nicholas.>
DATE	11/14/2007	11/14/2007	11/14/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	
BATES NO.	TCI0945507-		TCI0945532 -
NO.	196	197	198

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC
DESCRIPTION	Attorney-client communication re: CSX	Attorney-client communication re:
၁၁	Rishi@tcifund.com>	Rishi@tcifund.com>
ТО	Snehal Amin  -Snehal@tcifund.com>; Rchamberlin@mcbeestrategi c.com; Weingarten.Marc -Marc.Weingarten@srz.com >; Rosewater, David -CDavid.Rosewater@srz.com >; GSard@SARDVERB.com; igasthalter@SARDVERB.com; igasthalter@SARDVERB.com; iswhitehorn@mcbeestrategic. com; richard.mintz@harbourgrp.co m; Matthew.Triaca@harbourgrp.co m;	MariaGabriela. Bianchini@srz Rishi Sunak .com; Rchamberlin@mcbeestrategi c.com; marc.weingarten@srz.com; Gard@SARDVERB.com; igasthalter@SARDVERB.co m; swhitehorn@mcbeestrategic. com; mi Matthew. Triaca@harbourgrp.co m; Matthew. Trong and
FROM	Bianchini, Maria Gabriela «MariaGabriela.Bianchini@ srz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	11/14/2007	11/14/2007
TYPE OF DOCUMENT	Email	Email
BATES NO.	TCI0945541 -	TCI0945545 -
NO.		200

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP		AC														
DESCRIPTION	Draft agreement		Attorney-client communication re: CSX														
၁၁			Snehal Amin <snehal@tcifund.com>;</snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>												
ТО	Snehal Amin <snehal@tcifund.com>;</snehal@tcifund.com>	Rishi@tcifund.com>	Bianchini, Maria Gabriela Weingarten, Marc Snehal Amin «MariaGabriela.Bianchini@ <marc.weingarten@srz.com snehal@tcifund.com=""  ="">;</marc.weingarten@srz.com>	>; Rosewater, David	<david.rosewater@srz.com <rishi@tcifund.com=""  =""></david.rosewater@srz.com>	>; George Sard	<gsard@sardverb.com></gsard@sardverb.com>	igasthalter@SARDVERB.co	m; Rob Chamberlin	<rchamberlin@mcbeestrate< th=""><th>gic.com&gt;; Sam Whitehorn</th><th><swhitehorn@mcbeestrategi< th=""><th>c.com&gt;;</th><th>richard.mintz@harbourgrp.co</th><th>m; Matthew Triaca</th><th><matthew.triaca@harbourgr< th=""><th>p.com&gt;</th></matthew.triaca@harbourgr<></th></swhitehorn@mcbeestrategi<></th></rchamberlin@mcbeestrate<>	gic.com>; Sam Whitehorn	<swhitehorn@mcbeestrategi< th=""><th>c.com&gt;;</th><th>richard.mintz@harbourgrp.co</th><th>m; Matthew Triaca</th><th><matthew.triaca@harbourgr< th=""><th>p.com&gt;</th></matthew.triaca@harbourgr<></th></swhitehorn@mcbeestrategi<>	c.com>;	richard.mintz@harbourgrp.co	m; Matthew Triaca	<matthew.triaca@harbourgr< th=""><th>p.com&gt;</th></matthew.triaca@harbourgr<>	p.com>
FROM	Maria Gabriela briela.Bianchini@	srz.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@< th=""><th>srz.com&gt;</th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th></mariagabriela.bianchini@<>	srz.com>													
DATE	11/14/2007		11/14/2007														
TYPE OF DOCUMENT	Email with attachment																
BATES NO.	TCI0962214 - Email with TCI0962222 attachment		TCI0962223 - TCI0962224														
NO.	374		375														

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

		·
BASIS FOR PRIVILEGE	AC.	AC
DESCRIPTION	Attorney-client communication re: CSX	Attorney-client communication re: CSX
၁၁	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;; Van Buren, William R., III <wrvanburen@kaufcan.co< th=""></wrvanburen@kaufcan.co<></marc.weingarten@srz.co 
ТО	George Sard  Georg	Snehal Amin Weingarten, Marc  Snehal@tcifund.com>; <marc. chris="" hohn="" m="" weingarten@srz.co="">; Van Buren, William R.,  <chris@tcifund.com>; Rishi III  Sunak <rishi@tcifund.com> <wrvanburen@kaufcan.co< th=""></wrvanburen@kaufcan.co<></rishi@tcifund.com></chris@tcifund.com></marc.>
FROM	George Sard <gsard@sardverb.com></gsard@sardverb.com>	Bianchini, Maria Gabriela Snehal Amin <li>«Maria Gabriela. Bianchini@      Snehal@tcifund.com&gt;;     srz.com&gt;      Chris Hohn      <chris@tcifund.com>; R.     Sunak <rishi@tcifund.cc< p=""></rishi@tcifund.cc<></chris@tcifund.com></li>
DATE	11/14/2007	11/14/2007
TYPE OF DOCUMENT	Етаі	Email
BATES NO.	TC10962225 -	TCI0962227 - TCI0962228
NO.	376	377

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC AC
DESCRIPTION	Attorney-client communication re:	Attorney-client communication re:
၁၁	Rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
10	Rchamberlin@mcbeestrategi Rishi Sunak c.com; MariaGabriela.Bianchini@srz .com; marc.weingarten@srz.com; Gsard@SARDVERB.com; igasthalter@SARDVERB.co m; swhitehorn@mcbeestrategic. com; richard.mintz@harbourgrp.co m; Matthew.Triaca@harbourgrp .com	Rob Chamberlin  Rianchini, Maria Gabriela  *Rechamberlin@mcbeestrat
FROM	Snehal@tcifund.com>	Rob Chamberlin@mcbeestrat egic.com>
DATE	11/14/2007	11/14/2007
TYPE OF DOCUMENT	Email	Email
BATES NO.	Withheld	Withheld
NO.	2331	2332

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC/WP	AC AC	AC/WP	AC
DESCRIPTION	Attorney-client communication re: SEC filing	Attorney-client communication re: SEC filing	Draff agreement	Attorney-client communication re: CSX	Inquiries about board voting rules and procedure.	Attorney-client communication re: CSX
၁၁	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 		Snehal Amin  snehal@tcifund.com>; Rishi Sunak  rrishi@tcifund.com>; Weingarten, Marc  «Marc.Weingarten@srz.co m>; Rosewater, David  cDavid.Rosewater@srz.co m>; Bianchini, Maria  Gabriela  «MariaGabriela.Bianchini@ srz.com>	Rosewater, David  CDavid. Rosewater@srz.co m>; Tomasetti, Nicholas <nicholas. om="" tomasetti@srz.co=""></nicholas.>	Snehal Amin  Snehal@tcifund.com>; marc.weingarten@srz.com; Peter Harkins <pre>cpharkins@dfking.com&gt;</pre>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
OT	Ghislaine Couvillat <ghislaine@tcifund.com>; Angus Milne <angus@tcifund.com></angus@tcifund.com></ghislaine@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	anagel@kirkland.com; sfraidin@kirkland.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz Snehal Amin .com marc.weinga Peter Harkins <pparkins@d< th=""><th>Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></th></pparkins@d<>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
FROM	Nightingale, Charles <charles.nightingale@srz. com&gt;</charles.nightingale@srz. 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Tomasetti, Nicholas anagel@kirkland.com; <nicholas.tomasetti@srz.c p="" sfraidin@kirkland.com<=""> om&gt;</nicholas.tomasetti@srz.c>	Weingarten, Marc Snehal Amin <marc. <snehal@tcifund.com="" weingarten@srz.co=""> m&gt;</marc.>	Richard H. Grubaugh Marie <rgrubaugh@dfking.co .com<br="">m&gt;</rgrubaugh@dfking.co>	Bianchini, Maria Gabriela Joe O'Flynn <a href="MariaGabriela">MariaGabriela</a> .Bianchini@ <joflynn@tcifund.com>srz.com&gt;</joflynn@tcifund.com>
DATE	11/14/2007	11/14/2007	11/14/2007	11/14/2007	11/14/2007	11/15/2007
TYPE OF DOCUMENT	Email with attachment		Email with attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	TCI0945569 - TCI0945577
NO.	2333	2334	2335	2336	2337	201

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BASIS FOR PRIVILEGE	AC	AC/WP	AC/WP	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Attorney-client communication re: CSX	Draft agreement	Draft agreement	Attorney-client communication re: CSX	Attorney-client communication re: CSX	Attorney-client communication re: CSX	Attorney-client communication re: CSX	Attorney-client communication re: CSX	Attorney-client communication re: CSX	Attorney-client communication re: CSX
၁၁	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>		Weingarten, Marc <marc.weingarten@srz.co m&gt;; Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co </marc.weingarten@srz.co 	Joe O'Flynn <joflynn@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></joflynn@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn  CChris@tcifund.com>; Snehal Amin  Snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; James Hawks  <james gutifund.com=""></james></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	James Hawks <james@tcifund.com></james@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin Snehal Amin <mariagabriela.bianchini@s< td=""> <snehal@tcifund.com>       rz.com&gt;</snehal@tcifund.com></mariagabriela.bianchini@s<>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	MariaGabriela.Bianchini@srz Snehal Amin .com
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	aria Gabriela ela Bianchini@	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	aria Gabriela ela.Bianchini@	nn i@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	nn (@tcifund.com>
DATE	11/15/2007	11/15/2007	11/15/2007	11/15/2007	11/15/2007	11/15/2007	11/15/2007	11/15/2007	11/15/2007	11/15/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email with attachment	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2341	2342		2344	2345	2346	2347	2348	2349	2350

Page 325

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC/WP	AC	AC	AC/WP	AC/WP	AC
DESCRIPTION	Attorney-client communication re: A CSX	Attorney-dient communication re: A blog	Attorney-dient communication re: A blog	Attorney-client communication re: A CSX	Attorney-client communication re: A CSX	In house counsel's memo re: doc A retention	In house counsel's memo re: doc A retention	Email containing attorney communication re: SEC filing
၁၁	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin -Snehal@tcifund.com>; James Hawks -James@tcifund.com>; Amgus Milne -Angus@tcifund.com>		Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 				Angus Milne <angus@tcifund.com></angus@tcifund.com>
ТО	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Maria Gabriela Bianchini  bianchinimg@gmail.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Angus Milne <angus@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></angus@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Sam Whitehorn <swhitehorn@mcbeestrategi c.com&gt;</swhitehorn@mcbeestrategi </snehal@tcifund.com>	Marc.Weingarten@srz.com	Alex Baring <alex@tcifund.com></alex@tcifund.com>	Patrick Degorce <patrick@tcifund.com></patrick@tcifund.com>	Snehal Amin Angus Milne Snehal@tcifund.com>; Tim <angus@tcifund.com> Keough <tim@tcifund.com>; Kenny Graham <kenny@tcifund.com></kenny@tcifund.com></tim@tcifund.com></angus@tcifund.com>
FROM	aria Gabriela ela.Bianchini@	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rob Chamberlin <rchamberlin@mcbeestrat <snehal@tcifund.com="">; egic.com&gt;</rchamberlin@mcbeestrat>	James Hawks <james@tcifund.com></james@tcifund.com>		d.com>	
DATE	11/15/2007	11/15/2007	11/15/2007	11/16/2007	11/16/2007	11/16/2007	11/16/2007	11/16/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email	Email	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	TC10962229 - TC10962234	Withheld	Withheld	Withheld	Withheld
NO.	2351	2352	2354		2356	2357	2358	2359

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC
DESCRIPTION	Attorney-client communication re: CSX
၁၁	Rishi@tcifund.com>
ТО	marc.weingarten@srz.com; Rishi Sunak David.Rosewater@srz.com; Rishi@tcifund.com> MariaGabriela.Bianchini@srz.com; GSard@SARDVERB.com; igasthalter@SARDVERB.co m; irchard.mintz@harbourgrp.co m; Matthew.Triaca@harbourgrp com; swhitehorn@mcbeestrategic. com; Rchamberlin@mcbeestrategi c.com
FROM	'und.com'>
DATE	Snehal Amin <snehal@tcif< td=""></snehal@tcif<>
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	2360

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC
DESCRIPTION	Attorney-client communication re:
၁၁	Rishi@tcifund.com>
ТО	om; @srz er er B.c P.co rgrp egic.
FROM	George Sard  Snehal Amin GSard@SARDVERB.com Amarc.Weingarten@srz.co. David.Rosewater@srz.co. David.Rosewater@srz.co. MariaGabriela.Bianchini(com; Jonathan Gasthalt Sigasthalter@SARDVERom; jrichard.mintz@harbourgin; Matthew.Triaca@harbourgin; Swhitehorn@mcbeestraticom; Com; Rchamberlin@mcbeestraticom; C.com
DATE	11/16/2007
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	2361

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC
DESCRIPTION	Attorney-client communication re:
၁၁	Rishi@tcifund.com>
ТО	Richard Mintz George Sard George Sard  -GSard@SARDVERB.com> ; Snehal Amin -snehal@tcifund.com>; Marc. Weingarten@srz.com; David.Rosewater@srz.com; MariaGabriela.Bianchini@srz .com; Jonathan Gasthalter -sjgasthalter@SARDVERB.c om>; richard.mintz@harbourgrp.co m; Matthew.Triaca@harbourgrp .com; Swhitehorn@mcbeestrategic com; Ccom c.com
FROM	Richard Mintz <richard.mintz@harbourgr p.com=""></richard.mintz@harbourgr>
DATE	11/16/2007
TYPE OF DOCUMENT	E maii
BATES NO.	Withheld
NO.	2362

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC.
DESCRIPTION	Attorney-client communication re:
၁၁	Rishi@tcifund.com>
ТО	ard.Mintz@harbourgrp.c rd@SARDVERB.com; nal Amin shal@tcifund.com>; ewater, David vid.Rosewater@srz.com anchini, Maria Gabriela riaGabriela.Bianchini@s.mp; hew.Triaca@harbourgrp i; tehorn@mcbeestrategic.; tanberlin@mcbeestrategic.imp
FROM	Weingarten, Marc com;  AMarc.Weingarten@srz.co om;  GSa  Snet  Snet  Csnet  Com;  Com
DATE	11/16/2007
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
ON.	2363

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC AC
DESCRIPTION	Attorney-client communication re:	Attorney-client communication re:
၁၁	Rishi@tcifund.com>	Rishi@tcifund.com>
01	Snehal Amin -Snehal@tcifund.com>; marc.weingarten@srz.com; David.Rosewater@srz.com; MariaGabriela.Bianchini@srz.com; GSard@SARDVERB.com; igasthalter@SARDVERB.co m; richard.mintz@harbourgrp.co m; Matthew.Triaca@harbourgrp com; Ackhamberlin@mcbeestrate gic.com>	marc.weingarten@srz.com; Rishi Sunak richard.mintz@harbourgrp.co <rishi@tcifund.com> m; GSard@SARDVERB.com; David.Rosewater@srz.com; MariaGabriela.Bianchini@srz.com; MariaGabriela.Bianchini@srz.com; Matthew.Triaca@harbourgrp com; swhitehorn@mcbeestrategic. scom; Com; Ccom; Cc</rishi@tcifund.com>
FROM	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Snehal@tcifund.com>
DATE	11/16/2007	11/16/2007
TYPE OF DOCUMENT	Email	Email
BATES NO.	Withheld	Withheld
ON	2364 \	2365

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR	PRIVILEGE	AC																		
DESCRIPTION		Draft public statement for counsel's AC	review																	
သ		TCI	<tci@sardverb.com></tci@sardverb.com>																	
10		Snehal Amin		Rishi Sunak	<pre><rishi@tcifund.com>; James</rishi@tcifund.com></pre>	Hawks	<james@tcifund.com>;</james@tcifund.com>	Angus Milne	<angus@tcifund.com>;</angus@tcifund.com>	richard.mintz@harbourgrp.co	m;	Matthew.Triaca@harbourgrp	.com;	marc.weingarten@srz.com;	david.rosewater@srz.com;	mgb@srz.com;	rchamberlin@mcbeestrategi	c.com;	swhitehorn@mcbeestrategic.	сош
FROM		Jonathan Gasthalter	<jgasthalter@sardverb.  <snehal@tcifund.com="">;</jgasthalter@sardverb.>	com>																
DATE		11/16/2007																		
	DOCUMENT	Email																		
BATES NO.		Withheld																		
NO.		2366																		

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	Q V
DESCRIPTION	Attorney-client communication re: CSX
၁၁	Rishi@tcifund.com>
ТО	Snehal Amin <snehal@tcifund.com>;  marc.weingarten@srz.com; richard.mintz@harbourgrp.co m; George Sard  <gsard@sardverb.com>; David.Rosewater@srz.com; MariaGabriela.Bianchini@srz.com; Marthew.Triaca@harbourgrp.com; swhitehorn@mcbeestrategic.com; Rchamberlin@mcbeestrategic.com; ccom;</gsard@sardverb.com></snehal@tcifund.com>
FROM	Jonathan Gasthalter <jgasthalter@sardverb.< td="">   com&gt;</jgasthalter@sardverb.<>
DATE	11/16/2007
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	2367

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC
DESCRIPTION	Attorney-client communication re:
၁၁	Rishi@tcifund.com>
ТО	Rosewater, David Jonathan Gasthalter Rishi Sunak cDavid. Rosewater@srz.co om>; Snehal Amin cSnehal@tcifund.com>; Weingarten, Marc cMarc.Weingarten@srz.com >; richard.mintz@harbourgrp.co m; George Sard cGSard@SARDVERB.com>; Bianchini, Maria Gabriela cGSard@sharbourgrp com; Bianchini, Maria Gabriela cGSard@sharbourgrp com; swhitehorn@mcbeestrategic. com; Rchamberlin@mcbeestrategi c.com
FROM	Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co 
DATE	11/16/2007
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	2368

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR	AC																		
DESCRIPTION	Draft public statement for counsel's AC	review																	
၁၁	TCI	<tci@sardverb.com></tci@sardverb.com>																	
ТО	Snehal Amin	nnd.com>;	Rishi Sunak	<pre><rishi@tcifund.com>; James</rishi@tcifund.com></pre>	Hawks	<james@tcifund.com>;</james@tcifund.com>	Angus Milne	<angus@tcifund.com>;</angus@tcifund.com>	richard.mintz@harbourgrp.co	m;	Matthew.Triaca@harbourgrp	.com;	marc.weingarten@srz.com;	david.rosewater@srz.com;	mgb@srz.com;	rchamberlin@mcbeestrategi	c.com;	swhitehorn@mcbeestrategic.	com
FROM	Jonathan Gasthalter	/ERB.	com>																
DATE	11/16/2007																		
TYPE OF DOCUMENT	Email																		
BATES NO.	Withheld																		
NO.	2369																		

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	<b>V</b>	AC/WP
DESCRIPTION	Draft public statement for counsel's AC review	Draft agreement
၁၁	<tci@sardverb.com></tci@sardverb.com>	Weingarten, Marc <marc. m="" weingarten@srz.co="">; Rosewater, David <david.rosewater@srz.co m="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></david.rosewater@srz.co></marc.>
ТО	Jonathan Gasthalter  Sigasthalter@SARDVERB.c  Som>: Snehal Amin  Snehal@tcifund.com>:  Rishi Sunak <ri>shi@tcifund.com&gt;:  Angus Milne   <li>Angus Milne  </li> <li>Com;  marc.weingarten@srz.com;  mgb@srz.com;  mgb@srz.com;  mgb@srz.com;  ccom;  ccom;  swhitehorn@mcbeestrategic.  swhitehorn@mcbeestrategic.  ccom  swhitehorn@mcbeestrategic.  ccom;  swhitehorn@mcbeestrategic.  ccom  s</li></ri>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»
FROM	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Tomasetti, Nicholas Snehal Amin <nicholas. (snehal@tcifund.com="" tomasetti@srz.c="">; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></nicholas.>
DATE	11/16/2007	11/16/2007
TYPE OF DOCUMENT	Email	Email with attachment
BATES NO.	Withheld	Withheld
NO.	2370	2371

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	V V				
DESCRIPTION	Draft public statement for counsel's AC review				
၁၁	TCI <tci@sardverb.com></tci@sardverb.com>				
ТО	Matthew Triaca Jonathan Gasthalter TCI <pre>AMatthew.Triaca@harbour </pre> <pre>/gasthalter@SARDVERB.c</pre> <pre>com&gt;</pre> <pre>Gm&gt;; Snehal Amin</pre> <pre>csnehal@tcifund.com&gt;;</pre> <pre>Rishi Sunak</pre> <pre>Arishi Amin</pre>	Hawks <james@tcifund.com>; Angus Milne</james@tcifund.com>	<pre><angus@tcifund.com>; Richard Mintz <richard.mintz@harbourgrp. com="">;</richard.mintz@harbourgrp.></angus@tcifund.com></pre>	marc.weingarten@srz.com; david.rosewater@srz.com; mgb@srz.com; rchamberlin@mcbeestrategi	swhitehorn@mcbeestrategic.
FROM	Matthew Triaca <matthew.triaca@harbour grp.com&gt;</matthew.triaca@harbour 				
DATE	11/16/2007				
TYPE OF DOCUMENT	Email				
BATES NO.	Withheld				
NO.	2372				

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR	PRIVILEGE	AC																			
DESCRIPTION		Draft public statement for counsel's AC	review																		
3		TCI	<tci@sardverb.com></tci@sardverb.com>																		
10		Matthew Triaca	<jgasthalter@sardverb.  <matthew.triaca@harbourgr=""  <tci@sardverb.com="">  review</jgasthalter@sardverb.>	p.com>; Snehal Amin	<snehal@tcifund.com>;</snehal@tcifund.com>	Rishi Sunak	<pre><rishi@tcifund.com>; James</rishi@tcifund.com></pre>	Hawks	<james@tcifund.com>;</james@tcifund.com>	Angus Milne	<angus@tcifund.com>;</angus@tcifund.com>	Richard Mintz	<richard.mintz@harbourgrp.< th=""><th>com&gt;;</th><th>marc.weingarten@srz.com;</th><th>david.rosewater@srz.com;</th><th>mgb@srz.com;</th><th>rchamberlin@mcbeestrategi</th><th>c.com;</th><th>swhitehorn@mcbeestrategic.</th><th>com</th></richard.mintz@harbourgrp.<>	com>;	marc.weingarten@srz.com;	david.rosewater@srz.com;	mgb@srz.com;	rchamberlin@mcbeestrategi	c.com;	swhitehorn@mcbeestrategic.	com
FROM		Jonathan Gasthalter	<jgasthalter@sardverb.< th=""><th>com&gt;</th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th></jgasthalter@sardverb.<>	com>																	
DATE		11/16/2007																			
	DOCUMENT	Email																			
BATES NO.		Withheld																			
NO.		2373																			

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC
DESCRIPTION	Draff public statement for counsel's AC review
၁၁	TCI@SARDVERB.com> review
ТО	
FROM	George Sard  George  George
DATE	11/16/2007
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	2374 \

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC
DESCRIPTION	Draft public statement for counsel's AC review	Attorney-client communication re:	Attorney-client communication re: CSX	Attorney-client communication re: CSX
၁၁	TCI@SARDVERB.com>		Fishman, Edward ced.fishman@klgates.com >; Sheng, Janie C. I. <janie.sheng@klgates.co m=""></janie.sheng@klgates.co>	
OT	George Sard  GGSard@SARDVERB.com> ; Matthew.Triaca@harbourgrp com; Jonathan Gasthalter cjgasthalter@SARDVERB.c om>; Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; Angus Milne <angus@tcifund.com>; irichard.mintz@harbourgrp.co m; Marc.Weingarten@srz.com; mgb@srz.com; mgb@srz.com; rchamberlin@mcbeestrategi c.com; swhitehorn@mcbeestrategic. com</angus@tcifund.com></james@tcifund.com></rishi@tcifund.com>	ed.fishman@klgates.com	Snehal Amin «snehal@tcifund.com»; Rishi Sunak «rishi@tcifund.com»	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Sonehal@tcifund.com">Snehal@tcifund.com</a> srz.com>
DATE	11/16/2007	11/16/2007	11/16/2007	11/17/2007
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	TC10945767 - TC10945769
NO.	2375 \	2376	2377	202

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC/WP	AC/WP
DESCRIPTION	Attorney-client communication re: CSX	Attorney-client communication re:	Draft agreement	Draft agreement for in house counsel's review
၁၁		Garvie, Pamela <pre>cpamela.garvie@klgates.co CSX m&gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></pre>	Weingarten, Marc <marc.weingarten@srz.co m="">; Rosewater, David <david.rosewater@srz.co m=""></david.rosewater@srz.co></marc.weingarten@srz.co>	
10	Chris Hohn  Chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; marc.weingarten@srz.com; Rosewater, David  CDavid.Rosewater@srz.com &gt;; Bianchini, Maria Gabriela </rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	James Hawks
FROM	Snehal@tcifund.com>	Fishman, Edward Snehal Amin <ed.fishman@klgates.com <snehal@tcifund.com=""></ed.fishman@klgates.com>	Tomasetti, Nicholas Snehal Amin <nicholas. <snehal@tcifund.com="" tomasetti@srz.c="">; om&gt; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></nicholas.>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	11/17/2007	11/17/2007	11/17/2007	11/18/2007
TYPE OF DOCUMENT	Emaii	Email	Email with attachment	Email with attachment
BATES NO.	TC10962236 -	Withheld	Withheld	TCI0945782 - TCI0945791
NO.	379	2378	2379	203

Filed 06/04/2008

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Page 342

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

ON	BATES NO.	TYPE OF DOCUMENT	DATE	FROM	01	၁၁	DESCRIPTION	BASIS FOR PRIVILEGE
2384	Withheld	Email	11/19/2007	Sjoblom, Thomas V. Snehal Amin <tsjoblom@proskauer.com <snehal@tcifund.com=""></tsjoblom@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Advice re: swap transactions	AC
2385	Withheld	Email	11/19/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com>		Advice re: swap transactions	AC
2386	Withheld	Email	11/19/2007	Sjoblom, Thomas V. Snehal Amin <tsjoblom@proskauer.com <snehal@tcifund.com=""></tsjoblom@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Advice re: swap transactions	AC
2387	Withheld	Email with attachment	11/20/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Tomasetti, Nicholas Weingarten, Marc <nicholas. <marc.="" m="" tomasetti@srz.co="" weingarten@srz.co="">; Rishi Sunak <rishi@tcifund.com> <david.rosewater@srz.co m=""> Rosewater@srz.co</david.rosewater@srz.co></rishi@tcifund.com></nicholas.>		Draft agreement	AC/WP
2388	Withheld	Email with attachment	11/20/2007	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Patrick Degorce <pre><patrick@tcifund.com></patrick@tcifund.com></pre>		In house counsel's memo re: doc retention	AC/WP
2389	Withheld	Email with attachment	11/20/2007	Tomasetti, Nicholas Stephen Fraidin <nicholas. csfraidin@kirkland.com="" tomasetti@srz.c=""  ="">; om&gt;   John Armbruster   <jarmbruster <jarmbruster="" cjarmbruster="" com=""  ="">; christopher Kitchen   </jarmbruster></nicholas.>				

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC	AC	AC
DESCRIPTION	Draft agreement	marc.weingarten@srz.com; Email chain re. inquiries about Peter Harkins cpharkins@dfking.com>	Email chain re. inquiries about board voting rules and regulations.	Email chain re. inquiries about board voting rules and regulations.	Email chain re. inquiries about board voting rules and regulations.
ဗ	Weingarten, Marc <marc.weingarten@srz.co m="">; Rosewater, David <david.rosewater@srz.co m=""></david.rosewater@srz.co></marc.weingarten@srz.co>	marc.weingarten@srz.com; Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	marc.weingarten@srz.com	marc.weingarten@srz.com	marc.weingarten@srz.com
ОТ	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	Richard H. Grubaugh <rgrubaugh@dfking.com harkins="" peter="">;  <pharkins@df .com<="" com="" mariagabriela.bianchini@srz="" td=""><td>Snehal Amin <snehal@tcifund.com>; Richard H. Grubaugh <rgrubaugh@dfking.com &gt;; MariaGabriela.Bianchini@srz .com</rgrubaugh@dfking.com </snehal@tcifund.com></td><td>pharkins@dfking.com; RGRUBAUGH@dfking.com; MariaGabriela.Bianchini@srz .com</td><td>Snehal Amin  <snehal@tcifund.com>;  Richard H. Grubaugh  <rgrubaugh@dfking.com>;  MariaGabriela.Bianchini@srz .com</rgrubaugh@dfking.com></snehal@tcifund.com></td></pharkins@df></rgrubaugh@dfking.com>	Snehal Amin <snehal@tcifund.com>; Richard H. Grubaugh <rgrubaugh@dfking.com &gt;; MariaGabriela.Bianchini@srz .com</rgrubaugh@dfking.com </snehal@tcifund.com>	pharkins@dfking.com; RGRUBAUGH@dfking.com; MariaGabriela.Bianchini@srz .com	Snehal Amin <snehal@tcifund.com>;  Richard H. Grubaugh  <rgrubaugh@dfking.com>;  MariaGabriela.Bianchini@srz .com</rgrubaugh@dfking.com></snehal@tcifund.com>
FROM	Tomasetti, Nicholas Snehal Amin <li>Nicholas. Tomasetti@srz.c <snehal@tcifund.com>;</snehal@tcifund.com></li> <li>Om&gt;</li> <li>Rishi Sunak </li> <li>Rishi@tcifund.com&gt;</li>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>
DATE	11/21/2007	11/21/2007	11/21/2007	11/21/2007	11/21/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2392	2393	2394	2395	2396

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC/WP	AC/WP	AC	AC
DESCRIPTION	Email chain re. inquiries about board voting rules and regulations.	Analyst report re. voting.	Draft agreement	Attorney-client communication re: Virginia corporate law	Attorney-client communication re: TCI's holdings in CSX	Attorney-client communication re: TCI's holdings in CSX
၁၁	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	marc.weingarten@srz.com; Analyst report re. voting. Peter Harkins <pre><pre><pre><pre><pre><pre><pre><pre></pre></pre></pre></pre></pre></pre></pre></pre>	Weingarten, Marc <marc.weingarten@srz.co m="">; Cassin, William <william.cassin@srz.com> ; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></william.cassin@srz.com></marc.weingarten@srz.co>	Weingarten, Marc <marc. m="" weingarten@srz.co="">; Rosewater, David <david.rosewater@srz.co m="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com="">; Cassin, William <william.cassin@srz.com></william.cassin@srz.com></mariagabriela.bianchini@></david.rosewater@srz.co></marc.>		
ОТ	Bianchini, Maria Gabriela Weingarten, Marc <mariagabriela.bianchini@s <marc.weingarten@srz.co="" rz.com="">; Snehal Amin <snehal@tcifund.com>; Richard H. Grubaugh <rgrubaugh@dfking.com< th=""><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»</th><th>Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»</th><th>MariaGabriela.Bianchini@srz .com; Robert Craig <rcraig@tcifund.com></rcraig@tcifund.com></th><th>Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </th></rgrubaugh@dfking.com<></snehal@tcifund.com></mariagabriela.bianchini@s>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	MariaGabriela.Bianchini@srz .com; Robert Craig <rcraig@tcifund.com></rcraig@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 
FROM	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Richard H. Grubaugh <rgrubaugh@dfking.co m&gt;</rgrubaugh@dfking.co 	Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co 	Tomasetti, Nicholas Snehal Amin <nicholas. <snehal@tcifund.com="" tomasetti@srz.c="">; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></nicholas.>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	11/21/2007	11/21/2007	11/26/2007	11/27/2007	11/27/2007	11/28/2007
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	TC10945897- TC10945898
NO.	2397	2398	2399	2400	2401	204

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BASIS FOR PRIVILEGE	AC	AC	AC	AC
DESCRIPTION	Attorney-client communication re: TCI's holdings in CSX	Attorney-client communication re: TCI's holdings in CSX	Attorney-client communication re: TCI's holdings in CSX	Attorney-client communication re: TCI's holdings in CSX
၁၁	Bianchini, Maria Gabriela Attorney-client comme <mariagabriela. bianchini@="" csx<br="" holdings="" in="" tci's="">srz.com&gt;; Kenny Graham <kenny@tcifund.com>; Tim Keough <tim@tcifund.com></tim@tcifund.com></kenny@tcifund.com></mariagabriela.>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;; Kenny Graham <kenny@tcifund.com>; Tim Keough <tim@tcifund.com></tim@tcifund.com></kenny@tcifund.com></mariagabriela.bianchini@ 	Joe O'Flynn Calon>; <joflynn@tcifund.com>; TCI Operations <tcioperations@tcifund.co< th=""><th>Bianchini, Maria Gabriela <maria bianchini@<br="" gabriela.="">srz.com&gt;; Kenny Graham <kenny@tcifund.com>; Tim Keough <tim@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></tim@tcifund.com></kenny@tcifund.com></maria></th></tcioperations@tcifund.co<></joflynn@tcifund.com>	Bianchini, Maria Gabriela <maria bianchini@<br="" gabriela.="">srz.com&gt;; Kenny Graham <kenny@tcifund.com>; Tim Keough <tim@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></tim@tcifund.com></kenny@tcifund.com></maria>
ОТ	Joe O'Flynn <joflynn@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Pritesh Parmar <pritesh@tcifund.com>; Robert Craig <ra>croraig@tcifund.com&gt;</ra></pritesh@tcifund.com></rishi@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Pritesh Parmar <pritesh@tcifund.com>; Robert Craig</pritesh@tcifund.com></rishi@tcifund.com></joflynn@tcifund.com>	MariaGabriela.Bianchini@srz Joe O'Flynn@t <joflynn@t <tcioperati<="" operatic="" tci="" th=""><th>Pritesh Parmar  Pritesh (Parmar)  Pritemy (Parma</th></joflynn@t>	Pritesh Parmar  Pritesh (Parmar)  Pritemy (Parma
FROM	Snehal@tcifund.com>	Snehal@tcifund.com>	Robert Craig <rcraig@tcifund.com></rcraig@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	11/28/2007	11/28/2007	11/28/2007	11/28/2007
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	TC10945926 - TC10945927	TC10945933 - TC10945934	Withheld	Withheld
ON	206	208	2402	2403

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BATES NO.	TYPE OF DOCUMENT	F DATE	FROM	ОТ	၁၁	DESCRIPTION	BASIS FOR PRIVILEGE
	Email	11/28/2007	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Pritesh Parmar <pritesh@tcifund.com>; Robert Craig <rcraig@tcifund.com></rcraig@tcifund.com></pritesh@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela    AMariaGabriela.Bianchini@   srz.com>; Kenny Graham   Keough <tim@tcifund.com>;   <tim@tcifund.com>;   Snehal Amin   <snehal@tcifund.com></snehal@tcifund.com></tim@tcifund.com></tim@tcifund.com>	Attorney-client communication re: TCI's holdings in CSX	AC
	Email	11/28/2007	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <a href="mailto:Snehal@tcifund.com">Snehal@tcifund.com</a>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Attorney-client communication re: TCI's holdings in CSX	AC
	Email	11/28/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@srz .com</rishi@tcifund.com>		Attorney-client communication re: TCI's holdings in CSX	AC
	Email	11/28/2007	Snehal@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Pritesh Parmar <pritesh@tcifund.com>; Robert Craig <ra>crcraig@tcifund.com&gt;</ra></pritesh@tcifund.com></rishi@tcifund.com></joflynn@tcifund.com>	MariaGabriela.Bianchini@sr z.com; Kenny Graham <kenny@tcifund.com>; Tim Keough <tim@tcifund.com></tim@tcifund.com></kenny@tcifund.com>	MariaGabriela. Bianchini@srl Attorney-client communication re: z.com; Kenny Graham TCI's holdings in CSX <kenny@tcifund.com>; Tim Keough <tim@tcifund.com></tim@tcifund.com></kenny@tcifund.com>	AC
	Emaii	11/28/2007	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Pritesh Parmar <pritesh@tcifund.com>; Robert Craig</pritesh@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@sr z.com; Kenny Graham <kenny@tcifund.com>; Tim Keough <tim@tcifund.com></tim@tcifund.com></kenny@tcifund.com>	MariaGabriela. Bianchini@sr Attorney-client communication re: z.com; Kenny Graham TCI's holdings in CSX <kenny@tcifund.com>; Tim Keough <tim@tcifund.com></tim@tcifund.com></kenny@tcifund.com>	AC

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	MariaGabriela. Bianchini@sr  Attorney-client communication re: z.com; Kenny Graham TCI's holdings in CSX <kenny@tcifund.com>; Tim Keough <tim@tcifund.com></tim@tcifund.com></kenny@tcifund.com>	MariaGabriela. Bianchini@sr  Attorney-client communication re: z.com; Kenny Graham TCI's holdings in CSX <kenny@tcifund.com>; Tim Keough <tim@tcifund.com></tim@tcifund.com></kenny@tcifund.com>	Discussions about potential director AC nominees.	Attorney-client communication re: TCI's holdings in CSX	Attorney-client communication re: TCI's holdings in CSX	Attorney-client communication re: TCI's holdings in CSX	Attorney-client communication re: TCI's holdings in CSX
၁၁	MariaGabriela. Bianchini@sr z.com; Kenny Graham <kenny@tcifund.com>; Tim Keough <tim@tcifund.com></tim@tcifund.com></kenny@tcifund.com>	MariaGabriela. Bianchini@sr z.com; Kenny Graham <kenny@tcifund.com>; Tim Keough <tim@tcifund.com></tim@tcifund.com></kenny@tcifund.com>					Adrian Beattie <abeautie@tcifund.com>; vince.keegan@hsbc.com; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></abeautie@tcifund.com>
ТО	Joe O'Flynn <li></li> <li><!--</th--><th>Joe O'Flynn Calind.com&gt;; <joflynn@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Pritesh Parmar <pritesh@tcifund.com>; Robert Craig <rooraig@tcifund.com></rooraig@tcifund.com></pritesh@tcifund.com></rishi@tcifund.com></joflynn@tcifund.com></th><th>GSard@SARDVERB.com</th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></th><th>Joe O'Flynn C-JOFlynn@tcifund.com&gt;; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></th><th>nicholas.wheatley@hsbc.co Adrian Beattie m; Bianchini, Maria Gabriela   <abeaindestind.com>; , AmriaGabriela.Bianchini@s vince.keegan@hsbc.com; Iz.com&gt; <jofiynn< p=""> <jofiynn@tcifund.com></jofiynn@tcifund.com></jofiynn<></abeaindestind.com></th></li>	Joe O'Flynn Calind.com>; <joflynn@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Pritesh Parmar <pritesh@tcifund.com>; Robert Craig <rooraig@tcifund.com></rooraig@tcifund.com></pritesh@tcifund.com></rishi@tcifund.com></joflynn@tcifund.com>	GSard@SARDVERB.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Joe O'Flynn C-JOFlynn@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	nicholas.wheatley@hsbc.co Adrian Beattie m; Bianchini, Maria Gabriela   <abeaindestind.com>; , AmriaGabriela.Bianchini@s vince.keegan@hsbc.com; Iz.com&gt; <jofiynn< p=""> <jofiynn@tcifund.com></jofiynn@tcifund.com></jofiynn<></abeaindestind.com>
FROM	Snehal@tcifund.com>	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela Joe O'Flynn (2007) <pre></pre> <pre> <pre></pre></pre>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
DATE	11/28/2007	11/28/2007	11/28/2007	11/29/2007	11/29/2007	11/29/2007	11/29/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment	Email with attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld	TCI0945921 - TCI0945927	TCI0945928 - TCI0945934	TCI0945938 - TCI0945940	Withheld
NO.	2409	2410	2411	205	207	209	2413

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	Attorney-client communication re: ATCI's holdings in CSX	Attorney-client communication re: ATCI's holdings in CSX	Attorney-client communication re: ATCI's holdings in CSX	Attorney-client communication re: TCI's holdings in CSX	Attorney-client communication re: ATCI's holdings in CSX	MariaGabriela.Bianchini@sr Attorney-client communication re: Az.com; Joe O'Flynn TCI's holdings in CSX <joflynn@tcifund.com></joflynn@tcifund.com>
၁၁	Adrian Beattie <abeattie@tcifund.com>; vince.keegan@hsbc.com; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></abeattie@tcifund.com>		Joe O'Flynn Cydrighad.com>; <joflynn@tcifund.com>; Adrian Beattie <abeattie@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></abeattie@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <pre><joflynn@tcifund.com>;</joflynn@tcifund.com></pre> <pre><joflynn@tcifund.com>;</joflynn@tcifund.com></pre> <abeattie@tcifund.com>; <pre>MariaGabriela.Bianchini@sr</pre> &lt;.com</abeattie@tcifund.com>		MariaGabriela.Bianchini@sr z.com; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
10	nicholas.wheatley@hsbc.co   Adrian Beattie   Rabeattie@tcifund.com>;   AdariaGabriela.Bianchini@s   Vince.keegan@hsbc.com;   Iz.com>   AJOFlynn@tcifund.com>	James Hawks <james@tcifund.com>; Angus Milne <angus@tcifund.com></angus@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin  Snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Adrian Beattie  <ababe comotion<="" th=""  =""></ababe></rishi@tcifund.com>
FROM	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
DATE	11/29/2007	11/29/2007	11/29/2007	11/29/2007	11/29/2007	11/30/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2414	2415	2416	2417	2418	2419

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE						
<u>а</u> с	AC	a AC	AC	AC in	AC	AC in
DESCRIPTION	Attorney-client communication re: TCI's holdings in CSX	Email containing attorney-client communication re: TCI's holdings in CSX	MariaGabriela.Bianchini@srf Attorney-client communication re: z.com TCl's holdings in CSX	Email containing attorney-client communication re: TCI's holdings in CSX	Attorney-client communication re: TCI's holdings in CSX	Email containing attorney-client communication re: TCI's holdings in CSX
၁၁			MariaGabriela.Bianchini@s z.com		James Hawks <james@tcifund.com>; Adrian Beattie <abeautie@tcifund.com>; Pritesh Parmar <pritesh@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@srz.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></mariagabriela.bianchini@srz.com></pritesh@tcifund.com></abeautie@tcifund.com></james@tcifund.com>	
01	MariaGabriela.Bianchini@srz .com; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Pritesh Parmar <pritesh@tcifund.com></pritesh@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></joflynn@tcifund.com>	Adrian Beattie <abeattie@tcifund.com></abeattie@tcifund.com>	Snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Adrian Beattie <abeattie@tcifund.com></abeattie@tcifund.com>	Adrian Beattie <abeattie@tcifund.com></abeattie@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	11/30/2007	11/30/2007	11/30/2007	11/30/2007	11/30/2007	11/30/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2420	2421		2423	2424	2425

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Attorney-client communication re: TCI's holdings in CSX	Attorney-client communication re: TCI's holdings in CSX	Attorney-client communication re: TCI's holdings in CSX	Attorney-client communication re: TCI's holdings in CSX	Attorney-client communication re: TCI's holdings in CSX	Discussions about potential director AC nominees.	Discussions about potential director AC nominees.
၁၁	James Hawks <james@tcifund.com>; Adrian Beattie <abeattie@tcifund.com>; Pritesh Parmar <pritesh@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></pritesh@tcifund.com></abeattie@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com>; Adrian Beattie <abeattie@tcifund.com>; Pritesh Parmar <pritesh@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></pritesh@tcifund.com></abeattie@tcifund.com></james@tcifund.com>				Rishi@tcifund.com>	Rishi@tcifund.com>
ТО	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	MariaGabriela.Bianchini@srz .com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com	GSard@SARDVERB.com; jgasthalter@SARDVERB.co m; MariaGabriela.Bianchini@srz .com	Snehal Amin -Snehal@tcifund.com>; Jonathan Gasthalter -igasthalter@SARDVERB.c om>; MariaGabriela.Bianchini@srz .com
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard <gsard@sardverb.com <snehal@tcifund.com="">;  Jonathan Gasthalter  <jgasthalter@sardvef om="">;  MariaGabriela.Bianchinii.com</jgasthalter@sardvef></gsard@sardverb.com>
DATE	11/30/2007	11/30/2007	12/3/2007	12/3/2007	12/3/2007	12/3/2007	12/3/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld		TC10946036 -    TC10946043	Withheld	Withheld	Withheld
NO.	2426 V	2427 V	210 T	211 1	2428	2429 V	2430 V

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BASIS FOR							.WP
DESCRIPTION	Attorney-client communication re: AC TCI's holdings in CSX	Draft agreement AC	Attorney-client communication re: ACCSX	Discussions about potential director AC nominees.	Discussions about potential director AC nominees.	Discussions about potential director AC nominees.	Discussions about potential director AC/WP nominees.
၁၁	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi@tcifund.com>		Rishi Sunak <rishi@tcifund.com>; TCl <tcl@sardverb.com></tcl@sardverb.com></rishi@tcifund.com>
ОТ	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	m igi	GSard@SARDVERB.com; jgasthalter@SARDVERB.co m	Snehal Amin  Snehal@tcifund.com>;  Jonathan Gasthalter  sjgasthalter@SARDVERB.c om>	GSard@SARDVERB.com	Snehal Amin -Snehal@tcifund.com>; George Sard -GSard@SARDVERB.com> ; MariaGabriela.Bianchini@srz
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	iela hini@	, Maria Gabriela abriela.Bianchini@	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard <gsard@sardverb.com <snehal@tcifund.com="">;  Jonathan Gasthalter  <jgasthalter@sardvef om=""></jgasthalter@sardvef></gsard@sardverb.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	sardverB.
DATE	12/4/2007	12/5/2007	12/5/2007	12/6/2007	12/6/2007	12/6/2007	12/6/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email	Email	Email	Email	Email
BATES NO.	TCI0946044 - TCI0946052		Withheld	Withheld	Withheld	Withheld	Withheld
ON	212	2431	2432	2433	2434	2435	2436

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC/WP	WP	AC/WP	AC/WP	AC	AC
DESCRIPTION	In house counsel's list of TCI legal matters	Draft letter	Research on potential board nominees	Draft letter to CSX Board.	Draft agreement	In house counsel's memo re: doc retention	Attorney-client communications re: CSX	Attorney-client communications re: CSX
၁၁		Snehal Amin  Snehal@tcifund.com>; Rishi Sunak  «Rishi@tcifund.com>; Weingarten, Marc  «Marc.Weingarten@srz.co m>; Rosewater, David  «David.Rosewater@srz.co m>; Cassin, William  «William.Cassin@srz.com>			Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
<b>D</b>	James Hawks <james@tcifund.com></james@tcifund.com>	sfraidin@kirkland.com; Andrew Nagel <anagel@kirkland.com>; Van Buren, William R., III <wrvanburen@kaufcan.com &gt;; Ring, Zachary B. <zbring@kaufcan.com></zbring@kaufcan.com></wrvanburen@kaufcan.com </anagel@kirkland.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	CSX Corporation	Bianchini, Maria Gabriela   Snehal Amin Snehal@tcifund.com>   rz.com>	Patrick Degorce <patrick@tcifund.com></patrick@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	Michelle Hall <mhall@tcifund.com></mhall@tcifund.com>	Bianchini, Maria Gabriela sfraidin@kirkle <mariagabriela.bianchini@ andrew="" nagel="" srz.com=""> <anagel@kirkl <wrvanburen@="" buren,="" van="" wi="">; Ring, Zacha <zbring@kauft< th=""><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>s Investment</th><th>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></th><th>Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com></th><th>Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com="">srz.com&gt;</mariagabriela.bianchini@></th><th>Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@></th></zbring@kauft<></anagel@kirkl></mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	s Investment	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com="">srz.com&gt;</mariagabriela.bianchini@>	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@>
DATE	12/7/2007	12/7/2007	12/7/2007	12/7/2007	12/10/2007	12/10/2007	12/10/2007	12/10/2007
TYPE OF DOCUMENT	Email	Email with attachment	Email	Draft Letter	Email with attachment	Email with attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2437	2438	2439	2440	2441	2442	2443	2444

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC	AC
DESCRIPTION	Draft agreement	Attorney-client communications re: draft agreement	Attorney-client communications re: draft agreement	Attorney-client communications re: draft agreement
၁၁	Weingarten, Marc <marc.weingarten@srz.co m="">; Rosewater, David  <david.rosewater@srz.co m="">; Bianchini, Maria  Gabriela  <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></david.rosewater@srz.co></marc.weingarten@srz.co>	Weingarten, Marc <marc.weingarten@srz.co m="">; Rosewater, David  <david.rosewater@srz.co m="">; Bianchini, Maria  Gabriela  <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></david.rosewater@srz.co></marc.weingarten@srz.co>	Weingarten, Marc <marc.weingarten@srz.co< td="">   m&gt;; Rosewater, David   <david.rosewater@srz.co< td="">   m&gt;; Bianchini, Maria   Gabriela   <mariagabriela.bianchini@< td="">   srz.com&gt;</mariagabriela.bianchini@<></david.rosewater@srz.co<></marc.weingarten@srz.co<>	Weingarten, Marc <marc.weingarten@srz.co m="">; Rosewater, David  <david.rosewater@srz.co m="">; Bianchini, Maria  Gabriela  <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></david.rosewater@srz.co></marc.weingarten@srz.co>
10	Snehal Amin	Tomasetti, Nicholas Weingarten, Marc <nicholas. m="" tomasetti@srz.co="">; James Hawks <james@tcifund.com>; Rosewater@srz.co m&gt;; Rishi Sunak <rishi@tcifund.com> Rishi@tcifund.com&gt; Sabriela <mariagabriela.bianchini@< th=""><th>Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></james@tcifund.com></snehal@tcifund.com></th><th>Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»; James Hawks «James@tcifund.com»</th></mariagabriela.bianchini@<></rishi@tcifund.com></james@tcifund.com></nicholas.>	Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></james@tcifund.com></snehal@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»; James Hawks «James@tcifund.com»
FROM	Tomasetti, Nicholas <nicholas. tomasetti@srz.c<br="">om&gt;</nicholas.>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Tomasetti, Nicholas Snehal Amin <li>Nicholas. Tomasetti@srz.c     Snehal@tcifund.com&gt;;     James Hawks     <james@tcifund.com>;     Rishi Sunak  <rishi@tcifund.com></rishi@tcifund.com></james@tcifund.com></li>	Tomasetti, Nicholas Snehal Amin <li>Nicholas. Tomasetti@srz.c <snehal@tcifund.com>;</snehal@tcifund.com></li> <li>Rishi Sunak <rishi@tcifund.com>;</rishi@tcifund.com></li> <li>James Hawks <james@tcifund.com></james@tcifund.com></li>
DATE	12/10/2007	12/10/2007	12/10/2007	12/10/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	2445	2446	2447	2448

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC/WP/JD	AC/WP	WP	AC
DESCRIPTION	Attorney-client communications re: draft agreement	Attorney-client communications re: letter to CSX	Draff agreement	Draff letter	Draft letter to director nominee.	Communications with in house counsel re: CSX and agreement attached
၁၁	Weingarten, Marc <marc.weingarten@srz.co m="">; Rosewater, David <david.rosewater@srz.co m="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></david.rosewater@srz.co></marc.weingarten@srz.co>		Snehal Amin <snehal@tcifund.com>; Rishi Sunak  <rishi@tcifund.com>; Weingarten, Marc  <marc.weingarten@srz.co m="">; Rosewater, David  <david.rosewater@srz.co m="">; Bianchini, Maria  Gabriela  <mariagabriela.bianchini@< th=""><th>Weingarten, Marc <marc.weingarten@srz.co m&gt;; Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co </marc.weingarten@srz.co </th><th></th><th></th></mariagabriela.bianchini@<></david.rosewater@srz.co></marc.weingarten@srz.co></rishi@tcifund.com></snehal@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;; Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co </marc.weingarten@srz.co 		
10	Tomasetti, Nicholas Weingarten, Marc <nicholas. m="" tomasetti@srz.co="">; Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com> Gabriela <mariagabriela.bianchini@srz.co n="">; Rosewater@srz.co m&gt;; Bianchini, Maria Gabriela <mariagabriela.bianchini@srz.com></mariagabriela.bianchini@srz.com></mariagabriela.bianchini@srz.co></james@tcifund.com></rishi@tcifund.com></nicholas.>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	anagel@kirkland.com; sfraidin@kirkland.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Gary Wilson	James Hawks <james@tcifund.com></james@tcifund.com>
FROM	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Tomasetti, Nicholas anagel@kirkland.com; <nicholas.tomasetti@srz.c om="" sfraidin@kirkland.com=""></nicholas.tomasetti@srz.c>	Bianchini, Maria Gabriela   Snehal Amin   <mariagabriela.bianchini@ <snehal@tcifund.com=""  ="">   srz.com&gt;  </mariagabriela.bianchini@>	The Children's Investment Fund Management (UK) LLP	Peter Halle challe@derosa- James Hawks research.com>
DATE	12/10/2007	12/10/2007	12/10/2007	12/10/2007	12/10/2007	12/10/2007
TYPE OF DOCUMENT	Email	Email	Email	Email with attachment	Draft Letter	
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2449	2450	2451	2452	2459	2460

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	O	O	O	AC/WP	AC/WP	AC/WP	AC/WP
DESCRIPTION	Draft agreement A	Attorney-client communications re: AC draft agreement	Communications with in house counsel re: draft agreement	Communications with in house AC counsel re: draft agreement	Draft agreement forwarded by in A house counsel		Draft SEC filing A	Draft agreement A
၁၁							Weingarten, Marc <marc.weingarten@srz.co m&gt;; Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co </marc.weingarten@srz.co 	Weingarten, Marc <marc. m="" weingarten@srz.co="">; Rosewater, David <david.rosewater@srz.co m="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></david.rosewater@srz.co></marc.>
10	Tuckley, Jane <jane.tuckley@traverssmit h.com&gt;</jane.tuckley@traverssmit 	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»; Angus Miine «Angus@tcifund.com»	James Hawks <james@tcifund.com></james@tcifund.com>	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	ia Gabriela Snehal Amin a.Bianchini@ <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	James Hawks <james@tcifund.com></james@tcifund.com>	Tuckley, Jane <jane.tuckley@traverss mith.com&gt;</jane.tuckley@traverss 	James Hawks <james@tcifund.com></james@tcifund.com>	Angus Milne <angus@tcifund.com></angus@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin   SMariaGabriela.Bianchini@   Snehal@tcifund.com> srz.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Tomasetti, Nicholas Snehal Amin <nicholas. th="" tomasetti@srz.c<=""></nicholas.>
DATE	12/11/2007	12/11/2007	12/11/2007	12/11/2007	12/11/2007	12/11/2007	12/11/2007	12/11/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email with attachment	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2461	2462	2463	2464	2465	2466	2467	2468

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

NO.	BATES NO.	TYPE OF DOCUMENT	DATE	FROM	ТО	၁၁	DESCRIPTION	BASIS FOR PRIVILEGE
2469	Withheld	Email with attachment	12/11/2007	Rosewater, David Snehal Amin Cavid.Rosewater@srz.co   CSnehal@tcifund.com>;   Rishi Sunak   CRishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>		Draft agreement	AC/WP
2470	Withheld	Email with attachment	12/11/2007	Rosewater, David Snehal Amin Cavid.Rosewater@srz.co	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Draft agreement	AC/WP
2471	Withheld	Email with attachment	12/11/2007	Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co 	jberman@kramerlevin.com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m="">; Cassin, William <william.cassin@srz.com></william.cassin@srz.com></marc.weingarten@srz.co>	Draft agreement	AC/WP
2472	Withheld	Email with attachment	12/11/2007	Cassin, William   jberman@kra <william.cassin@srz.com> Snehal Amin <snehal@tci< td=""><td>amerlevin.com; fund.com&gt;</td><td>Weingarten, Marc <marc. m="" weingarten@srz.co="">; Rosewater, David <david.rosewater@srz.co m=""></david.rosewater@srz.co></marc.></td><td>Draft agreement</td><td>AC/WP</td></snehal@tci<></william.cassin@srz.com>	amerlevin.com; fund.com>	Weingarten, Marc <marc. m="" weingarten@srz.co="">; Rosewater, David <david.rosewater@srz.co m=""></david.rosewater@srz.co></marc.>	Draft agreement	AC/WP
2473	Withheld	Email with attachment	12/11/2007	Bianchini, Maria Gabriela   Snehal Amin		Weingarten, Marc <marc. m="" weingarten@srz.co="">; Rosewater, David <david.rosewater@srz.co m="">; Tomasetti, Nicholas <nicholas.tomasetti@srz.c< td=""><td>Draft agreement</td><td>AC/WP</td></nicholas.tomasetti@srz.c<></david.rosewater@srz.co></marc.>	Draft agreement	AC/WP
2474	Withheld		12/11/2007	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Snehal Amin <snehal@tcifund.com>; Sianchini, Maria Gabriela <mariagabriela.bianchini@s< td=""><td>TCI <tci@sardverb.com></tci@sardverb.com></td><td>Draft press release for counsel's review</td><td>AC/WP</td></mariagabriela.bianchini@s<></snehal@tcifund.com>	TCI <tci@sardverb.com></tci@sardverb.com>	Draft press release for counsel's review	AC/WP

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	O	O	WP	WP	WP	O	U
DESCRIPTION	Draft Press Release	Email chain re. Draft Press Release AC	Email chain re. Draft Press Release AC	Draft letter to director nominee. W	Draft letter to director nominee.	Draft letter agreement.	Attorney client communication re: AC rail industry and billing	Attorney client communication re: AC rail industry and billing
၁၁	TCI <tci@sardverb.com></tci@sardverb.com>							Matthew King <matthew@tcifund.com></matthew@tcifund.com>
ТО	George Sard Bianchini, Maria Gabriela TCI <gsard@sardverb.com <mariagabriela.bianchini@s="" <tci@sardverb.com=""> rz.com&gt;; Jonathan Gasthalter <jgasthalter@sardverb.c om="">; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></jgasthalter@sardverb.c></gsard@sardverb.com>	Bianchini, Maria Gabriela    MariaGabriela. Bianchini@s   rz.com>; George Sard <gsard@sardverb.com>   ; Snehal Amin   <snehal@tcifund.com></snehal@tcifund.com></gsard@sardverb.com>	George Sard <pre> <gsard@sardverb.com< th=""><th>Gary Wilson</th><th>Gary Wilson</th><th></th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Garvie, Pamela <pamela.garvie@klgates.co m&gt;</pamela.garvie@klgates.co </th></gsard@sardverb.com<></pre>	Gary Wilson	Gary Wilson		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Garvie, Pamela <pamela.garvie@klgates.co m&gt;</pamela.garvie@klgates.co 
FROM	George Sard <gsard@sardverb.com &gt;</gsard@sardverb.com 	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	George Sard <gsard@sardverb.com &gt;</gsard@sardverb.com 	The Children's Investment Fund Management (UK) LLP		The Children's Investment Fund Management (UK) LLP	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	12/11/2007	12/11/2007	12/11/2007	12/11/2007	12/11/2007	12/11/2007	12/11/2007	12/11/2007
TYPE OF DOCUMENT	Email	Email	Email	Draft Letter	Draft Letter	Draft Letter Agreement	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2479	2480	2481	2482		2484	2485	2486

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			-			-				-
BASIS FOR PRIVILEGE	AC/WP	AC	AC	AC/WP	AC/WP	AC	AC	AC	AC	AC
DESCRIPTION	Draft letter	Email contains communications with SRZ re: draft press release	Attorney-client communications re: draft press release	Draft letter	Draft letter	Attorney-client communications re: director nominees	Draft press release for attorney's review	Email forwarded containing attorney AC client communications re: draft press release	Draft press release for attorney's review	Attorney-client communications re: CSX
၁၁	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.bianchini@ 	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	TCI <tci@sardverb.com></tci@sardverb.com>		TCI <tci@sardverb.com></tci@sardverb.com>	
ТО	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@s <rishi@tcifund.com=""> rz.com&gt;</mariagabriela.bianchini@s>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	George Sard  George Sard  GSard@SARDVERB.com> <a href="MariaGabriela">MariaGabriela</a> and draft press release st.com>; Jonathan Gasthalter  srz.com>; Rishi Sunak sjgasthalter@SARDVERB.c <a href="Mishi@tcifund.com">Rishi@tcifund.com</a>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rosewater, David <david.rosewater@srz.com &gt;</david.rosewater@srz.com </snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; MariaGabriela.Bianchini@srz .com</snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; mgb@srz.com</snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 
DATE	12/12/2007	12/12/2007	12/12/2007	12/12/2007	12/12/2007	12/12/2007	12/12/2007	12/12/2007	12/12/2007	12/12/2007
TYPE OF DOCUMENT			Email with attachment	Email with attachment	Email with attachment	Email	Email with attachment	Email with attachment	Email with attachment	email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2487	2488	2489	2490	2491	2492		2494	2495	2496

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BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC	AC	AC	AC	WP	WP	AC
DESCRIPTION	Draft SEC filing	Draft SEC filing	Email chain re. Draft Press Release AC	Email chain re. Draft Press Release AC	Email chain re. Draft Press Release AC	Email chain re. Draft Press Release AC	Draft press release.	Draft biographies of director nominees.	Communications with in house counsel re: CSX and agreement attached
သ			Rishi@tcifund.com>	TCI <tci@sardverb.com></tci@sardverb.com>	TCI <tci@sardverb.com></tci@sardverb.com>	TCI@SARDVERB.com			
01	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	MariaGabriela.Bianchini@srz Rishi Sunak .com; Snehal Amin <snehal@tcifund.com>; George Sard <gsard@sardverb.com></gsard@sardverb.com></snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb.c <tci@sardverb.com=""> om&gt;;  MariaGabriela.Bianchini@srz com</jgasthalter@sardverb.c>	Snehal Amin Snehal@tcifund.com>; MariaGabriela.Bianchini@srz .com	igasthalter@SARDVERB.co m; MariaGabriela.Bianchini@srz .com			James Hawks <james@tcifund.com></james@tcifund.com>
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sard Verbinnen & Co.		Peter Halle <a href="https://dames.hawks">heter Halle <a href="https://dames.getcifu">heter Halle @derosa- James Hawks</a> research.com&gt;</a>
DATE	12/12/2007	12/12/2007	12/12/2007	12/12/2007	12/12/2007	12/12/2007	12/12/2007	12/12/2007	12/12/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email	Email	Email	Email	Draft Press Release	Draft Biographies	
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2497	2498	2499	2501	2502	2503	2504	2505	2506

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	WP	AC/JD	AC
DESCRIPTION	nmunications re:	Attorney-client communications re:	Draft of a press release.	Draft press release.	ommunication re:	Internal communications re: attorney's advice; attorney-client communications forwarded
၁၁	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 		Rob Chamberlin <rchamberlin@mcbeestrat egic.com&gt;</rchamberlin@mcbeestrat 		Chris Hohn  CChris@tcifund.com>; Rishi meeting re: CSX Sunak <rishi@tcifund.com>; TCI <tci@sardverb.com></tci@sardverb.com></rishi@tcifund.com>	
01	Weingarten, Marc Bianchini, Maria Gabriela Attorney-client cor <marc. <mariagabriela.bianchini@="" director="" nominees="" weingarten@srz.com=""  ="">; Rosewater, David   srz.com&gt; &lt; Cavid.Rosewater@srz.com   srz.com&gt; &lt; Cavid.Rosewater@srz.com   srz.com   srz</marc.>	Joe O'Flynn <joflynn@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></joflynn@tcifund.com>	Snehal Amin <snehal@tcifund.com>; jgasthalter@SARDVERB.co m</snehal@tcifund.com>		Snehal Amin  Snehal Amin  Snehal@tcifund.com>;  Chriss gman900772000@yahoo.co Sunak m; Timothy O'Toole <trio45@hotmail.com>; glamphere@att.net; Alex Behring <abehring@3g- capital.com="">; marc.weingarten@srz.com; Peter Harkins cpharkins@dfking.com&gt;</abehring@3g-></trio45@hotmail.com>	Adrian Beattie <abeattie@tcifund.com></abeattie@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Sard Verbinnen & Co.	George Sard  GSard@SARDVERB.com Snehal@tcifund.com>; gman900772000@yaho m; Timothy O'Toole   <	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
DATE	12/12/2007	12/13/2007	12/13/2007	12/13/2007	12/13/2007	12/14/2007
TYPE OF DOCUMENT	Email	Email	Email	Press Release	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2507	2508	2509	2510	2511	2512

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Draft SEC filing	Attorney-client communications re: CSX shares	Attorney-client communications re: CSX shares	Attorney-client communications re: CSX shares	Attorney-client communications re: CSX shares	Attorney-client communications re: CSX shares	Attorney-client communications re: CSX shares	Attorney-client communications re: CSX shares	Attorney-client communications re: CSX shares
၁၁									
70	James Hawks <james@tcifund.com></james@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;; Adrian Beattie <abeattie@tcifund.com></abeattie@tcifund.com></mariagabriela.bianchini@s 	Joe O'Flynn CJOHynn@tcifund.com>; Adrian Beattie <abeatatie@tcifund.com></abeatatie@tcifund.com>	Joe O'Flynn CJOHynn@tcifund.com>; Adrian Beattie <abeatatie@tcifund.com></abeatatie@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s< td=""> <a href="red">rz.com&gt;</a>; Joe O'Flynn <a href="red">JOFlynn@tcifund.com&gt;</a></mariagabriela.bianchini@s<>	Adrian Beattie <abeattie@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></abeattie@tcifund.com>	Adrian Beattie cabeattie@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Bianchini, Maria Gabriela AMariaGabriela.Bianchini@s   rz.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
FROM	@	Joe O'Flynn <a>CJOFlynn@tcifund.com&gt;</a>	Bianchini, Maria Gabriela . <a href="Mailto:MariaGabriela">MariaGabriela</a> <a href="Mailto:Bianchini@">Biz.com&gt;</a> <a href="Mailto:Bianchini@">Siz.com&gt;</a> <a href="Mailto:Bianchini@">Internationa</a> <a href="Mailto:Bianchini@"></a>	Bianchini, Maria Gabriela . <td>Adrian Beattie cabeattie@tcifund.com&gt;</td> <td>Adrian Beattie <abeautie@tcifund.com></abeautie@tcifund.com></td> <td>Bianchini, Maria Gabriela / </td> <td>Bianchini, Maria Gabriela /    MariaGabriela.Bianchini@ srz.com&gt;</td> <td>Adrian Beattie <abeautie@tcifund.com></abeautie@tcifund.com></td>	Adrian Beattie cabeattie@tcifund.com>	Adrian Beattie <abeautie@tcifund.com></abeautie@tcifund.com>	Bianchini, Maria Gabriela /	Bianchini, Maria Gabriela /    MariaGabriela.Bianchini@ srz.com>	Adrian Beattie <abeautie@tcifund.com></abeautie@tcifund.com>
DATE	12/14/2007	12/14/2007	12/14/2007	12/14/2007	12/14/2007	12/14/2007	12/14/2007	12/14/2007	12/14/2007
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2513 V	2514	2515 V	2516	2517 V	2518	2519 V	2520 V	2521 V

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE		٩٨				WP	ΛΡ
B	ney AC	AC/WP	: AC	: AC	AC AC	e: AC/WP	AC/WP
DESCRIPTION	Email forwarded containing attorney AC client communications re: draft press release	Draft SEC filing	Attorney dient communication re: draft press release	Attorney dient communication re: draft press release	Attorney dient communication re: draft press release	Attorney-client communications re: SEC filing	Draft press release for attorney's review
၁၁		TCI <tci@sardverb.com></tci@sardverb.com>	TCI@SARDVERB.com	TCI <tci@sardverb.com></tci@sardverb.com>	TCI@SARDVERB.com		TCI <tci@sardverb.com></tci@sardverb.com>
ТО	Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>	Jonathan Gasthalter gasthalter@SARDVERB.c om ; Snehal Amin Com	igasthalter@SARDVERB.co m; mgb@srz.com; marc.weingarten@srz.com; David.Rosewater@srz.com	Snehal Amin <snehal@tcifund.com>; mgb@srz.com; marc.weingarten@srz.com; david.rosewater@srz.com</snehal@tcifund.com>	igasthalter@SARDVERB.co m; Snehal Amin <snehal@tcifund.com>; Weingarten, Marc <marc. weingarten@srz.com<br="">&gt;; Rosewater, David <david.rosewater@srz.com< th=""><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>i@srz</th></david.rosewater@srz.com<></marc.></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	i@srz
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	George Sard Snehal Amin <gsard@sardverb.com csnehal@tcifund.com=""  ="">;  </gsard@sardverb.com>
DATE	12/14/2007	12/14/2007	12/14/2007	12/14/2007	12/14/2007	12/14/2007	12/14/2007
TYPE OF DOCUMENT	Email with attachment	Email with attachment	email	email	email	email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2523	2524	2525	2526	2527	2528	2529

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

FOR								
BASIS FOR PRIVILEGE	AC	AC/WP	AC/WP	AC/WP		AC/WP	AC	AC
DESCRIPTION	Discussions about strategy.	Draft press release for attorney's review	Draft press release for attorney's review	Draft press release for attorney's	review	Draft press release for attorney's review	Draft press release for attorney's review	Draft press release for attorney's review
၁၁	Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>							
10	Snehal Amin -snehal@tcifund.com>; gman900772000@yahoo.co m; glamphere@aft.net; Alex Behring <abehring@3g- capital.com="">; marc.weingarten@srz.com; George Sard <gsard@sardverb.com>; Peter Harkins cpharkins@dfking.com&gt;</gsard@sardverb.com></abehring@3g->	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	jgasthalter@SARDVERB.co	m; MariaGabriela.Bianchini@srz .com	igasthalter@SARDVERB.co m; MariaGabriela.Bianchini@srz .com	Snehal Amin <snehal@tcifund.com>; igasthalter@SARDVERB.co m</snehal@tcifund.com>	thatter Bianchini, Maria Gabriela SARDVERB. <mariagabriela.bianchini@s rz.com="">; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.bianchini@s>
FROM	Timothy O'Toole <tto45@hotmail.com></tto45@hotmail.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin	<snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">: srz.com&gt; jgasthalter@SARDVER</mariagabriela.bianchini@>	Jonathan Gasthalter <jgasthalter@sardverb.< th=""></jgasthalter@sardverb.<>
DATE	12/14/2007	12/15/2007	12/15/2007	12/15/2007		12/15/2007	12/15/2007	12/15/2007
TYPE OF DOCUMENT		Email with	Email with	Email with	attachment	Email with attachment	email	email
BATES NO.	Withheld	Withheld	Withheld	Withheld		Withheld	Withheld	Withheld
NO.	2530	2531	2532	2533		2534	2535	2536

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC	AC	AC	AC	C/JD	AC/JD	AC/JD	AC	AC	AC
DESCRIPTION	Draft press release for attorney's Areview	Attorney-client communications re: Adraft press release	Attorney-client communications re: A draft press release	Attorney-client communications re: A draft press release	Attorney-client communications re: Adraft press release	Attorney-client communications re: A draft press release	Discussions about timing of an SEC AC/JD filing.	Email chain re. timing of an SEC A filing.	Email chain re. timing of an SEC A filing.	Discussion of press strategy.	MariaGabriela.Bianchini@sr Discussion of press strategy. A z.com	MariaGabriela.Bianchini@sr Discussion of press strategy. A z.com
၁၁	TCI <tci@sardverb.com></tci@sardverb.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>							Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	MariaGabriela.Bianchini@sr z.com	MariaGabriela.Bianchini@sr z.com
ТО	Snehal Amin «Snehal@tcifund.com»; Bianchini, Maria Gabriela «MariaGabriela.Bianchini@s rz.com»	Bianchini, Maria Gabriela   Snehal Amin <mariagabriela.bianchini@s< td=""><snehal@tcifund.com>rz.com&gt;</snehal@tcifund.com></mariagabriela.bianchini@s<>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	MariaGabriela.Bianchini@srz .com	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	abehring@3g-capital.com; dschwartz@3g-capital.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	jgasthalter@SARDVERB.co m	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	/aria Gabriela riela.Bianchini@	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	min ®tcifund.com>		ırtz 33G-	sthalter SARDVERB.	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 
DATE	12/15/2007	12/15/2007	12/15/2007	12/15/2007	12/15/2007	12/15/2007	12/15/2007	12/15/2007	12/15/2007	12/15/2007	12/15/2007	12/15/2007
TYPE OF DOCUMENT	Email with attachment	email	email	email	email	email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2537	2538	2539	2540	2541	2542	2543	2544	2545	2546	2547	2548

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	igasthalter@SARDVERB.co Discussion of press strategy.   / m; marc.weingarten@srz.com	Emailing containing attorney client oommunications re: CSX	Emailing containing attorney client ocommunications re: CSX	Email re: press release and CSX's / annual report	marc.weingarten@srz.com; Draft retainer agreement for D.F. / Richard H. Grubaugh <rgrubaugh@dfking.co m="">; Walter Denby <wdehtloam></wdehtloam></rgrubaugh@dfking.co>	marc.weingarten@srz.com; Draft retainer agreement for D.F. / Richard H. Grubaugh <rgrubaugh@dfking.co m="">; Walter Denby <wdehtloarpasses< td=""><td>marc.weingarten@srz.com; D.F. King retainer agreement Richard H. Grubaugh <rgrubaugh@dfking.co m="">; Walter Denby <a href="mailto:wdenby@dfking.com">wdenby@dfking.com</a></rgrubaugh@dfking.co></td><td>blog related spreadsheet for attorney's review</td></wdehtloarpasses<></rgrubaugh@dfking.co>	marc.weingarten@srz.com; D.F. King retainer agreement Richard H. Grubaugh <rgrubaugh@dfking.co m="">; Walter Denby <a href="mailto:wdenby@dfking.com">wdenby@dfking.com</a></rgrubaugh@dfking.co>	blog related spreadsheet for attorney's review
၁၁	jgasthalter@SARDVERB.co m; marc.weingarten@srz.com		Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	marc.weingarten@srz.com; Richard H. Grubaugh <rgrubaugh@dfking.co m&gt;; Walter Denby <wdenby@dfking.com></wdenby@dfking.com></rgrubaugh@dfking.co 	marc.weingarten@srz.com; Richard H. Grubaugh <rgrubaugh@dfking.co m&gt;; Walter Denby <wdenby@dfking.com></wdenby@dfking.com></rgrubaugh@dfking.co 	marc.weingarten@srz.com; Richard H. Grubaugh <rgrubaugh@dfking.co m&gt;; Walter Denby <wdenby@dfking.com></wdenby@dfking.com></rgrubaugh@dfking.co 	
ТО	GSard@SARDVERB.com	Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@s <rishi@tcifund.com="">; Iz.com&gt; <james@tcifund.com></james@tcifund.com></mariagabriela.bianchini@s>	Bianchini, Maria Gabriela   Snehal Amin   SMariaGabriela.Bianchini@s   Snehal@tcifund.com   rz.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	12/15/2007	12/17/2007	12/17/2007	12/17/2007	12/17/2007	12/17/2007	12/17/2007	12/17/2007
TYPE OF DOCUMENT	Email	email	email	Email with attachment	Email and attachments.	Email and attachments.	Email with attachment	email
BATES NO.	Withheld	TC10947596 - TC10947602	TC10947603 - TC10947610	TCI0947643 - TCI0947685	TCI0947686 - TCI0947691	TCI0947686 - TCI0947691	TCI0947686- TCI0947692	Withheld
NO.	2549	215	216	217	218	219	220	2550

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC	AC	AC/WP	AC/WP/JD	AC/WP	AC/JD	AC/WP	AC/WP
DESCRIPTION	Draft press release for attorney's Areview	Advise re: proxy contest	MariaGabriela.Bianchini@sr Discussions re. meeting agenda. A z.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		Draft press release and SEC filings A sent to in house counsel for review	Draft press release	Draft press release	Email re: CSX shares	Draft press release and SEC filings A sent to in house counsel for review	Draft press release and SEC filings A sent to in house counsel for review
၁၁	TCI <tci@sardverb.com></tci@sardverb.com>		MariaGabriela.Bianchini@sr z.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Matthew King <matthew@tcifund.com></matthew@tcifund.com>		TCI <tci@sardverb.com></tci@sardverb.com>	TCI <tci@sardverb.com></tci@sardverb.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>
TO	Snehal Amin <snehal@tcifund.com>; mgb@srz.com; Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- </snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	marc.weingarten@srz.com; pharkins@dfking.com; GSard@SARDVERB.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	mgb@srz.com; Daniel Schwartz <dschwartz@3g- Capital.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></dschwartz@3g- 	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; mgb@srz.com</rishi@tcifund.com></snehal@tcifund.com>	Timothy O'Toole <tto45@hotmail.com></tto45@hotmail.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Angus Milne <angus@tcifund.com></angus@tcifund.com>
FROM	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>
DATE	12/17/2007	12/17/2007	12/17/2007	12/17/2007	12/18/2007	12/18/2007	12/18/2007	12/18/2007	12/18/2007	12/18/2007
TYPE OF DOCUMENT	Email		Email	Email	Email with attachment	Email with attachment	Email with attachment	Email	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2551	7252	2553		7555	2556	2557	7258	7259	2560

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

FOR						0
BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC/WP	AC/WP/JD
DESCRIPTION	Draft press release for in house counsel's review	Attorney-client communications re: CSX	Communications with in house counsel re: SEC filing	Attorney-client communications re: CSX shares	Draft press release for attorney's review	Draft press release for attorney's review
၁၁		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	TCI <tci@sardverb.com></tci@sardverb.com>	TCI@SARDVERB.com>
ТО	Angus Milne <angus@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></angus@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin <mariagabriela.bianchini@s< td=""> <snehal@tcifund.com>   rz.com&gt;</snehal@tcifund.com></mariagabriela.bianchini@s<>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Angus Milne <angus@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></angus@tcifund.com>	thatter SARDVERB. <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; mgb@srz.com</rishi@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter Jonathan Gasthalter  Sakbuler@SARDVERB.c
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Angus Milne <angus@tcifund.com></angus@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 
DATE	12/18/2007	12/18/2007	12/18/2007	12/18/2007	12/18/2007	12/18/2007
TYPE OF DOCUMENT	Email with attachment	email	email	email	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2561	2562	2563	2564	2565	2566

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP/JD	AC	AC/JD	AC/JD	AC/JD
DESCRIPTION	Consultant's advice re: press	Attorney advice re: director nominees	Comments on a draft of a press release.	Discussions surrounding argument   AC/JD about ALL's efficiency.	Discussions surrounding argument AC/JD about ALL's efficiency.
၁၁	Jonathan Gasthalter -igasthalter@SARDVERB. com>; Weingarten, Marc -Marc.Weingarten@srz.co m>; mariaGabriela.bianchini@sr z.com; Snehal Amin -ssnehal@tcifund.com>; Renee Soto -KSoto@SARDVERB.com	Weingarten, Marc <marc.weingarten@srz.co m="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></marc.weingarten@srz.co>	Snehal Amin <snehal@tcifund.com>; Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. </snehal@tcifund.com>		
10	gman900772000@yahoo.co m; Timothy O'Toole gasthalter@SARD' <!gasthalter@SARD' <!gasthalter@SARD' <!gasthalter@SARD' com ; Weingarten, Neingarten, Ne	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	MariaGabriela.Bianchini@srz .com; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	George Sard  GBSARDVERB.com m; Timothy O'Toole  CSard@SARDVERB.com m; Timothy O'Toole  CH045@hotmail.con  glamphere@att.net; Behring cabehring@  capital.com>; Chris Chris@tcifund.com	Rosewater, David Snehal Amin <david.rosewater@srz.co <snehal@tcifund.com="">m&gt;</david.rosewater@srz.co>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 
DATE	12/18/2007	12/18/2007	12/18/2007	12/18/2007	12/18/2007
TYPE OF DOCUMENT	email	email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2567	2568	2569	2570	2571

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	QV/O	0	O	O	O	O	O	O
DESCRIPTION	Discussions surrounding argument   AC/JD about ALL's efficiency.	Revised Press Release. AC	Discussion of press strategy. AC	Discussion of press strategy.	Attorney client communication re: AC rail industry and billing	Attorney client communication re: AC rail industry and billing	Attorney client communications re: AC SEC filing	Communications to in house AC counsel re: SEC filing
၁၁		TCI <tci@sardverb.com≻< td=""><td></td><td></td><td></td><td></td><td></td><td></td></tci@sardverb.com≻<>						
ТО	Daniel Schwartz <dschwartz@3g- capital.com="">; MariaGabriela.Bianchini@srz .com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></dschwartz@3g->	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; mgb@srz.com</snehal@tcifund.com></rishi@tcifund.com>	igasthalter@SARDVERB.co m; GSard@SARDVERB.com	Snehal Amin csm>; csnehal@tcifund.com>; Jonathan Gasthalter cjgasthalter@SARDVERB.c om>	Snehal Amin snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Garvie, Pamela <pamela.garvie@klgates.co m&gt;</pamela.garvie@klgates.co 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	James Hawks <james@tcifund.com>; Angus Milne <angus@tcifund.com></angus@tcifund.com></james@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard <gsard@sardverb.com snehal@tcifund.com=""  ="">;  Jonathan Gasthalter  <igasthalter@sardvei om=""></igasthalter@sardvei></gsard@sardverb.com>	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	12/18/2007	12/18/2007	12/18/2007	12/18/2007	12/18/2007	12/18/2007	12/19/2007	12/19/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	email	email
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NO.	2572 \	2574 \	2577	2578	2581	2582 V	349	350

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC/JD	AC/JD	WP	WP	WP	AC	AC		AC/WP
DESCRIPTION	Email containing communications A with in house counsel re: SEC filing	Forwarded email containing advice A from SRZ	Discussions re. positive train control.	Discussions re. positive train control.	Draft press release.	Draft press release.	Draft press release.	Attorney client communication re: A rail industry and billing	Attorney client communication re: A rail industry and billing	RE: Mkt Dominance	attorney advice re: pending legislation
22										Snehal Amin <snehal@tcifund.com>; Fishman, Edward <ed.fishman@klgates.com< td=""><td>Snehal Amin Snehal@tcifund.com&gt;; Fishman, Edward <ed.fishman@klgates.com &gt;</ed.fishman@klgates.com </td></ed.fishman@klgates.com<></snehal@tcifund.com>	Snehal Amin Snehal@tcifund.com>; Fishman, Edward <ed.fishman@klgates.com &gt;</ed.fishman@klgates.com 
ОТ	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.bianchini@s 	Bianchini, Maria Gabriela AdariaGabriela.Bianchini@srz.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>				pamela.garvie@klgates.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi@tcifund.com>	Garvie, Pamela <pamela.garvie@klgates.co m&gt;</pamela.garvie@klgates.co 
FROM	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Sard Verbinnen & Co.	Sard Verbinnen & Co.	Sard Verbinnen & Co.	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	S.C	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	12/19/2007	12/19/2007	12/19/2007	12/19/2007	12/19/2007	12/19/2007	12/19/2007	12/19/2007	12/19/2007	12/20/2007	12/20/2007
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BATES NO.	TC10959033 - TC10959088	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld		TC10955003 - TC10955004	TC10959089 -
NO.	351	2583	2584	2585	2610	2611	2612		2614	341	352

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BASIS FOR PRIVILEGE	AC/JD	AC	AC	AC	AC	AC	AC	AC/JD
DESCRIPTION	Attorney-client communications re: train technology	Attorney-client communications re: train technology	Communications with in house counsel re: draft agreement	Communications with in house counsel re: draft agreement	Communications with in house counsel re: draft agreement	Attorney-client communications re: CSX shares	Attorney-client communications re: CSX shares	Discussions about proxy notification AC/JD questionnaire.
၁၁								Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;; Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co </mariagabriela.bianchini@ 
ТО	Snehal Amin <snehal@tcifund.com>; dschwartz@3g-capital.com</snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Joe OFlynn <joflynn@tcifund.com>; Adrian Beattie <abeattie@tcifund.com></abeattie@tcifund.com></joflynn@tcifund.com>	MariaGabriela. Bianchini@srz.com; Joe O'Flynn <li>JOFlynn@tcifund.com&gt;; Pritesh Parmar</li> <li>Pritesh@tcifund.com&gt;</li>	dschwartz@3g-capital.com
FROM	(9)	Bianchini, Maria Gabriela   Snehal Amin   <mariagabriela.bianchini@ <snehal@tcifund.com=""  ="">   srz.com&gt;</mariagabriela.bianchini@>	ak cifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Joe O'Flynn (*AMariaGabriela.Bianchini@ <joflynn@tcifund.com>; srz.com&gt; Adrian Beattie <a href="mailto:sabeattie">sabeattie@tcifund.com&gt;</a></joflynn@tcifund.com>	Adrian Beattie <abeattie@tcifund.com></abeattie@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	12/20/2007	12/20/2007	12/20/2007	12/20/2007	12/20/2007	12/20/2007	12/20/2007	12/20/2007
TYPE OF DOCUMENT	email	email	email	email	email	email	email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2615	2616	2617	2618	2619	2620	2621	2622

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	QΓ/:					AC/WP	AC/JD		
DESCRIPTION	Discussions about proxy notification AC/JD questionnaire.	Discussions re. board nominees. AC	Discussions re. board nominees. AC	Discussions re. board nominees. AC	Clarification of a legal inquiry.  AC	Comparison of S. 953 and H.R. AC 2125.	Attorney client communication re: AC positive train control	Discussions about re-reg bill. AC	Communications with in house AC counsel re: insurance
CC	Bianchini, Maria Gabriela    AMariaGabriela.Bianchini@   srz.com>; Rosewater,   David <david.rosewater@srz.co< td="">   m&gt;</david.rosewater@srz.co<>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>				James Hawks <james@tcifund.com></james@tcifund.com>
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Matthew Triaca Bianchini, Maria Gabriela <matthew. td="" triaca@harbourgr<=""> <mariagabriela.bianchini@p.com></mariagabriela.bianchini@p.com></matthew.>		Rishi Sunak <rishi@tcifund.com>; Garvie, Pamela <pamela.garvie@klgates.co< th=""><th></th><th>dschwartz@3g-capital.com; MariaGabriela.Bianchini@srz .com</th><th>Rishi@tcifund.com&gt;</th><th>Snehal Amin <snehal@tcifund.com>; Mark Derbyshire <mderbyshire@tcifund.com></mderbyshire@tcifund.com></snehal@tcifund.com></th></pamela.garvie@klgates.co<></rishi@tcifund.com>		dschwartz@3g-capital.com; MariaGabriela.Bianchini@srz .com	Rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Mark Derbyshire <mderbyshire@tcifund.com></mderbyshire@tcifund.com></snehal@tcifund.com>
FROM	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Matthew Triaca   Rishi Sunak   AMatthew.Triaca@harbour   ARishi@tcifund.com>	ak cifund.com>	Matthew Triaca	Fishman, Edward <ed.fishman@klgates.com &gt;</ed.fishman@klgates.com 		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	ela vie@klgates.c	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	12/20/2007	12/20/2007	12/20/2007	12/20/2007	12/20/2007	12/20/2007	12/20/2007	12/20/2007	12/21/2007
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Chart	Email	Email	email
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NO.	2623	2624	2625	7626	2627	2628	2629	2630	2631

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Attorney client communications re: A	Attorney client communications re: ACSX	Legal memorandum	Email re: draff letter ⊅	MariaGabriela.Bianchini@sr Discussions re. meeting agenda. A z.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Discussions re. meeting agenda.	Discussions re. meeting agenda.	Discussions re. meeting agenda.
cc			Weingarten, Marc <marc.weingarten@srz.co m="">; Rosewater, David <david.rosewater@srz.co m=""></david.rosewater@srz.co></marc.weingarten@srz.co>		MariaGabriela.Bianchini@sr z.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	MariaGabriela.Bianchini@sr z.com; Rishi Sunak <rishi@tcifund.com>; jgasthalter@SARDVERB.co m</rishi@tcifund.com>	MariaGabriela.Bianchini@sr z.com; Rishi Sunak <rishi@tcifund.com>; jgasthalter@SARDVERB.co m</rishi@tcifund.com>	MariaGabriela.Bianchini@sr z.com; Rishi Sunak <rishi@tcifund.com>; jgasthalter@SARDVERB.co m</rishi@tcifund.com>
ТО	MariaGabriela.Bianchini@srz .com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	Snehal Amin -Snehal@tcifund.com>; Rishi Sunak -Rishi@tcifund.com>; Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	marc.weingarten@srz.com; pharkins@dfking.com; GSard@SARDVERB.com	GSard@SARDVERB.com; marc.weingarten@srz.com; pharkins@dfking.com	GSard@SARDVERB.com; marc.weingarten@srz.com; pharkins@dfking.com	GSard@SARDVERB.com; marc.weingarten@srz.com; pharkins@dfking.com
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	12/21/2007	12/21/2007	12/21/2007	12/21/2007	12/21/2007	12/21/2007	12/21/2007	12/21/2007
TYPE OF DOCUMENT	email		Email with attachment	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2632	2633	2634	2635	2636	2637	2638	2639

Page 374

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE					AC/VP AC/JD
	AC	AC	AC	AC	AC
DESCRIPTION		eeting ager	eeting ager	vith in house	ominees.
DESC	MariaGabriela.Bianchini@sr Meeting agenda z.com; Rishi Sunak cRishi@tcifund.com>; Jonathan Gasthalter cigasthalter@SARDVERB.	MariaGabriela. Bianchini@sr Email chain re. meeting agenda. z.com; Rishi Sunak Z.com; Rishi Sunak <rishi@tcifund.com>; Jonathan Gasthalter <jgasthalter@sardverb.< th=""><th>MariaGabriela. Bianchini@sr Email chain re. meeting agenda. z.com; Rishi Sunak cRishi@tcifund.com&gt;; Jonathan Gasthalter cjgasthaltere@SARDVERB.</th><th>Communication with in house counsel re: insurance</th><th>Memo re. board nominees. Email re: CSX</th></jgasthalter@sardverb.<></rishi@tcifund.com>	MariaGabriela. Bianchini@sr Email chain re. meeting agenda. z.com; Rishi Sunak cRishi@tcifund.com>; Jonathan Gasthalter cjgasthaltere@SARDVERB.	Communication with in house counsel re: insurance	Memo re. board nominees. Email re: CSX
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0	Bianchini@ Loak Loom>; halter SARDVER	Bianchini@ unak I.com>; halter SARDVER	Bianchini@ unak I.com>; halter SARDVER		i.com>; Ch tcifund.cor
၁၁	MariaGabriela. Bianchini@s z.com; Rishi Sunak <rishi@tcifund.com>; Jonathan Gasthalter <jgasthalter@sardverb.< td=""><td>MariaGabriela. Bianchini@s z.com; Rishi Sunak <rishi@tcifund.com>; Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. </rishi@tcifund.com></td><td>MariaGabriela. Bianchini@s z.com; Rishi Sunak <rishi@tcifund.com>; Jonathan Gasthalter <jgasthalter@sardverb.< td=""><td></td><td>Rishi Sunak <rishi@tcifund.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></rishi@tcifund.com></td></jgasthalter@sardverb.<></rishi@tcifund.com></td></jgasthalter@sardverb.<></rishi@tcifund.com>	MariaGabriela. Bianchini@s z.com; Rishi Sunak <rishi@tcifund.com>; Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. </rishi@tcifund.com>	MariaGabriela. Bianchini@s z.com; Rishi Sunak <rishi@tcifund.com>; Jonathan Gasthalter <jgasthalter@sardverb.< td=""><td></td><td>Rishi Sunak <rishi@tcifund.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></rishi@tcifund.com></td></jgasthalter@sardverb.<></rishi@tcifund.com>		Rishi Sunak <rishi@tcifund.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></rishi@tcifund.com>
				^ E	00 ; ر
	Snehal Amin «Snehal@tcifund.com»; marc.weingarten@srz.com; pharkins@dfking.com	Snehal Amin «Snehal@tcifund.com»; marc.weingarten@srz.com; pharkins@dfking.com	Snehal Amin «Snehal@tcifund.com»; marc.weingarten@srz.com; pharkins@dfking.com	Snehal Amin <snehal@tcifund.com>; Mark Derbyshire <mderbyshire@tcifund.com> ; James Hawks <james@tcifund.com></james@tcifund.com></mderbyshire@tcifund.com></snehal@tcifund.com>	Snehal Amin, Rishi Sunak gman900772000@yahoo.co Rishi Sunak m; tto45@hotmail.com; <rishi@tcift. glamphere@att.net; Hohn <chris abehring@3g-capital.com; marc.weingarten@srz.com; dschwartz@3g-capital.com</chris </rishi@tcift. 
OT	George Sard Snehal Amin <gsard@sardverb.com snehal@tcifund.com=""  ="">;</gsard@sardverb.com>	George Sard Snehal Amin <gsard@sardverb.com snehal@tcifund.com=""  ="">;   marc.weingarten@srz.co   pharkins@dfking.com</gsard@sardverb.com>	George Sard   Snehal Amin   Scard@SARDVERB.com   Snehal@tcifund.com>;   marc.weingarten@srz.cc   pharkins@dfking.com	Snehal Amin <snehal@tcifund.com>; Mark Derbyshire <mderbyshire@tcifund.c ;="" <james@tcifund.com="" hawks="" james=""></mderbyshire@tcifund.c></snehal@tcifund.com>	Snehal Amin, Rishi Sun gman900772000@yaho m; tto45@hotmail.com; glamphere@att.net; abehring@3g-capital.cc marc.weingarten@srz.c dschwartz@3g-capital.d
	Sneha n <snel marc. phark</snel 	Sneha n <snel marc. phark</snel 	Sneha n <snel marc. phark</snel 	Sneha Sneha Mark Smde J. Jam	
M	VERB.co	OVERB.co	OVERB.co	<mo></mo>	x Zabel LLP
FROM	George Sard <gsard@sarl &gt;</gsard@sarl 	George Sard <gsard@sarl &gt;</gsard@sarl 	George Sard <gsard@sarl &gt;</gsard@sarl 	Rishi@tcifund.com>	Schulte Roth & Zabel LI Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
	Georg <gsar &gt;</gsar 	Georg <gsar &gt;</gsar 	Georg <gsar &gt;</gsar 	Rishi (	Schult
DATE	12/21/2007	12/21/2007	12/21/2007	12/21/2007	12/21/2007 12/22/2007
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TYPE OF DOCUMENT	Email	Email	Email	Email	Memo email
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BAT	Withheld	Withheld	Withheld	withheld	Withheld
NO.	2640	2641	2642	2643	2645

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BATES NO.		DATE	FROM	01	၁၁	SCRIPTION	BASIS FOR PRIVILEGE
Withheld	email	12/22/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	David.Rosewater@srz.com; MariaGabriela.Bianchini@srz .com		Email re: CSX	AC
Withheld	email	12/22/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	marc.weingarten@srz.com		Email re: CSX	AC
Withheld	email	12/22/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	pharkins@dfking.com; GSard@SARDVERB.com		Email re: CSX discussing attorney- AC client communications	AC
Withheld	email	12/22/2007	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Email re: CSX discussing attomey- AC client communications	AC
Withheld	email	12/22/2007	George Sard  CGSard@SARDVERB.com   Shehal@tcifund.com>;  pharkins@dfking.com	Snehal Amin <snehal@tcifund.com>; pharkins@dfking.com</snehal@tcifund.com>		Email re: CSX discussing attomey- AC dient communications	AC
Withheld	email	12/22/2007	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Email re: CSX discussing attomey- AC dient communications	AC
Withheld	email	12/22/2007	Jarc arten@srz.co	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Email re: CSX	AC
Withheld	email	12/22/2007	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	GSard@SARDVERB.com	Email re: CSX discussing attomey- AC client communications	AC
Withheld	email	12/22/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>		Email re: CSX discussing attomey- AC client communications	AC
Withheld	email	12/22/2007	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Email re: CSX discussing attorney- AC client communications	AC
Withheld	email	12/22/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>		Email re: CSX discussing attomey- AC client communications	AC
Withheld	email	12/22/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>		Email re: CSX discussing attorney- AC client communications	AC
Withheld	email	12/22/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>		Email re: CSX discussing attomey- AC client communications	AC
Withheld	email	12/22/2007	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		Email re: CSX discussing attomey- AC client communications	AC

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BASIS FOR PRIVILEGE	WP	WP	AC/WP	AC/WP	AC/WP	AC	AC	AC	WP	AC	AC
DESCRIPTION	CSX Proxy Solicitation Timeline	CSX Proxy Solicitation Timeline - Assumes Company Sets Earliest Possible Meeting Date Allowed and Truncates Solicitation Period		Drafts of materials created by SRZ and consultants relating to the proxy contest	Internally forwarded drafts of materials created by SRZ and consultants relating to the proxy contest	Attorney client communication re: draft letter	Attorney client communication re: draft letter	Internal communications discussing AC drafts of materials created by SRZ and consultants relating to the proxy contest	Draft Whitepaper	Attorney client communications re: , CSX	Communications with in house counsel re: nominee agreement
၁၁											
ТО				Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.bianchini@s 	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		MariaGabriela.Bianchini@srz .com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM			D.F. King & Co., Inc	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	The Children's Investment Fund Management (UK) LLP	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>
DATE	12/26/2007	12/26/2007	12/27/2007	12/28/2007	12/28/2007	12/31/2007	12/31/2007	1/1/2008	Jan-2008	1/2/2008	1/2/2008
TYPE OF DOCUMENT	Timeline	Timelime	PDF Document 12/27/2007	email and attachment	email and attachment	email	email	email	Slideshow	Email	email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	TCI0959164 - TCI0959164	Withheld
NO.			2676	2677	2678	2679	2680	2681	2682	353	2683

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BASIS FOR PRIVILEGE	AC	AC	AC	AC/JD	AC/JD	AC	AC
DESCRIPTION	Attorney client communications re: SEC requirements	Attorney client communications re: SEC requirements	Attorney client communications re: SEC requirements	Email containing attorney client communications between SRZ, TCI, 3G and director nominees	Email containing attorney client communications between SRZ, TCI, 3G and director nominees	.e	Attorney client communications re: a presentation
ဗ	Rishi@tcifund.com>					Rishi@tcifund.com>	Rishi@tcifund.com>
ОТ	marc.weingarten@srz.com; Rishi Sunak David.Rosewater@srz.com; <rishi@tcifund.com> MariaGabriela.Bianchini@srz .com</rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	marc.weingarten@srz.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	tto45@hotmail.com	George Sard  GSard@SARDVERB.com> <rishi@tcifund.com> ; Jonathan Gasthalter <jgasthalter@sardverb.c om="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></jgasthalter@sardverb.c></rishi@tcifund.com>	GSard@SARDVERB.com; igasthalter@SARDVERB.co m; MariaGabriela.Bianchini@srz .com
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Weingarten, Marc Snehal Amin <marc. <snehal@tcifund.com="" weingarten@srz.co=""> m&gt;</marc.>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Timothy O'Toole <tto45@hotmail.com></tto45@hotmail.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	1/2/2008	1/2/2008	1/2/2008	1/2/2008	1/2/2008	1/2/2008	1/2/2008
TYPE OF DOCUMENT	email	email	email	email	email	email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2684	2685	2686	2687	2688	2689	2690

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/JD	AC	AC	AC	AC/WP	AC	AC
DESCRIPTION	Attorney client communications re: a presentation	Email re: CSX discussing attorney- AC/JD client communications	Consultant's advice re: a presentation	Attorney client communications re: a presentation	Attorney client communications re: a presentation	Draft nomination notice	Consultant's advice re: a presentation	Counsel's advice re: an agreement
೮	Rishi@tcifund.com>		Rishi Sunak <rishi@tcifund.com>; Renee Soto <rsoto@sardverb.com &gt;</rsoto@sardverb.com </rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@sr z.com</rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@sr z.com</rishi@tcifund.com>		Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@sr z.com</rishi@tcifund.com>	
ОТ	Snehal Amin <snehal@tcifund.com>;  Jonathan Gasthalter  <jgasthalter@sardverb.c om="">;  MariaGabriela.Bianchini@srz .com</jgasthalter@sardverb.c></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	RB.c @srz	pharkins@dfking.com	pharkins@dfking.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	George Sard <gsard@sardverb.com <snehal@tcifund.com="">;  Jonathan Gasthalter  <igasthalter@sardvef om="">;  MariaGabriela.Bianchini ; com</igasthalter@sardvef></gsard@sardverb.com>	Timothy O'Toole <a href="tel:com/">tto45@hotmail.com&gt;</a>	George Sard <gsard@sardverb.com <snehal@tcifund.com="">;  Jonathan Gasthalter  <jgasthalter@sardvef om="">;  MariaGabriela.Bianchini ; com</jgasthalter@sardvef></gsard@sardverb.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Sonehal@tcifund.com">Snehal@tcifund.com</a> srz.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@toifund.com=""></mariagabriela.bianchini@>
DATE	1/2/2008	1/2/2008	1/2/2008	1/2/2008	1/2/2008	1/2/2008	1/2/2008	1/2/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email with attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2691	2692	2693	2694	2695	7696	2697	7698

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BASIS FOR PRIVILEGE					AC/WP/JD
	AC	. AC	AC	AC	AC,
DESCRIPTION	Consultant's advice re: a presentation	Attorney client communications re: a presentation	Attorney client communications re: a presentation	Attorney client communications re: a presentation	Draft proxy solicitation materials
၁၁	Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@sr z.com</rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@sr z.com</rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@sr z.com</rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Mary Ellen Goodall <mgoodall@dfking.com>; Richard H. Grubaugh <rgrubaugh@dfking.co m&gt;; Kristian Klein <kklein@dfking.com></kklein@dfking.com></rgrubaugh@dfking.co </mgoodall@dfking.com>
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	pharkins@dfking.com	pharkins@dfking.com	Snehal Amin <snehal@tcifund.com>; pharkins@dfking.com</snehal@tcifund.com>	Peter Harkins <pre><pre><pre><pre><pre><pre><pre><pre></pre></pre></pre></pre></pre></pre></pre></pre>
FROM	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	a Gabriela a.Bianchini@	Peter Harkins @dfking.com>
DATE	1/2/2008	1/2/2008	1/2/2008	1/2/2008	1/2/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	5696	2700	2701	2702	2703

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC/WP	AC/WP	AC		AC
DESCRIPTION	Attorney client communications re: a presentation	Attorney client communications re: a presentation	Attorney client communications re: a presentation	communications re:	Report re: proxy contest	Draft questionnaire	Short Slate Voting Dynamics	CSX Proxy Solicitation Timeline	Attorney client communications re: CSX shares
၁၁	Rishi@tcifund.com>	Rishi@tcifund.com>			Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@sr z.com</rishi@tcifund.com>				
10	marc.weingarten@srz.com; Rosewater, David <david.rosewater@srz.com &gt;; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </david.rosewater@srz.com 	Snehal Amin <snehal@tcifund.com>; Weingarten, Marc <marc.weingarten@srz.com>; Rosewater, David <david.rosewater@srz.com< th=""><th>pharkins@dfking.com</th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></th><th>TCIF</th><th></th><th>Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com></th></david.rosewater@srz.com<></marc.weingarten@srz.com></snehal@tcifund.com>	pharkins@dfking.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	TCIF		Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">; Weingarten, Marc  <marc.weingarten@srz.>; Rosewater, David  <david.rosewater@srz.< th=""><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Peter Harkins <pre>cpharkins@dfking.com&gt;</pre></th><th>Peter Harkins <pharkins@dfking.com></pharkins@dfking.com></th><th>Bianchini, Maria Gabriela Snehal Amin <marketian <snehal@tcifund.com="" sabriela.bianchini@="">; srz.com&gt; Rishi Sunak <marketian <m<="" <marketian="" sunak="" th=""><th>D.F. King &amp; Co., Inc</th><th></th><th>Bianchini, Maria Gabriela Rahul Moodgal <mariagabriela.bianchini@ <rahul@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@></th></marketian></marketian></th></david.rosewater@srz.<></marc.weingarten@srz.></mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Peter Harkins <pre>cpharkins@dfking.com&gt;</pre>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Bianchini, Maria Gabriela Snehal Amin <marketian <snehal@tcifund.com="" sabriela.bianchini@="">; srz.com&gt; Rishi Sunak <marketian <m<="" <marketian="" sunak="" th=""><th>D.F. King &amp; Co., Inc</th><th></th><th>Bianchini, Maria Gabriela Rahul Moodgal <mariagabriela.bianchini@ <rahul@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@></th></marketian></marketian>	D.F. King & Co., Inc		Bianchini, Maria Gabriela Rahul Moodgal <mariagabriela.bianchini@ <rahul@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@>
DATE	1/2/2008	1/2/2008	1/2/2008	1/2/2008	1/2/2008	1/2/2008	1/2/2008	1/2/2008	1/3/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email with attachment	Email with attachment	PDF Document 1/2/2008	Timeline	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	TC10949038 - TC10949039
NO.	2704	2705	2706	2707	2708	2709	2710	2711	221

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Attorney client communications re: CSX shares	Attorney client communications re: CSX shares	Attorney client communications re: CSX shares	Attorney client communications re: CSX shares	Attorney client communications re: CSX shares	Attorney client communications re: CSX shares	Attorney client communications re: CSX shares	Attorney client communications re: CSX shares	Attorney client communications re: CSX shares
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ТО	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 
FROM	Bianchini, Maria Gabriela Rahul Moodgal <mariagabriela.bianchini@ <rahul@tcifund.com="">srz.com&gt;</mariagabriela.bianchini@>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>
DATE	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	TCI0949041 - TCI0949042	TCI0949043 - TCI0949045	TCI0949048 - TCI0949049	TCI0949053 - TCI0949055	TC10949056 - TC10949059	TCI0949061 - TCI0949063	TCI0949064 - TCI0949067	TCI0949071 -	TC10949077 - TC10949079
NO.	222	223	224	225	226	227	228	229	230

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Attorney client communications re: CSX shares	Attorney client communications re: CSX shares	Attorney client communications re: CSX shares	Attorney client communications re: CSX shares	Attorney client communications re: CSX shares	Attorney client communications re: CSX shares	Attorney client communications re: CSX shares	Attorney client communications re:
၁၁								
ТО	Rahul Moodgal <rahul@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com>; Bianchini, Maria Gabriela  <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 
FROM	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>
DATE	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	TCI0949082 -	TCI0949088 -	TC10949093 -    TC10949096	TCI0949097 - TCI0949101	TCI0949105 -	TCI0949111 - TCI0949115	TCI0949116 -	TCI0949125 - 1
NO.	231	232	233	234	235	236	237	238

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BASIS FOR PRIVILEGE	AC	AC/WP	AC	AC	AC	AC/WP	AC/WP
DESCRIPTION	Attorney client communications re: , CSX shares	Presentation re: proxy contest	Email containing attorney client communications between TCI and SRZ	Email containing attorney client communications between TCI and SRZ	Attorney client communications re: , CSX	Presentation re: proxy contest	Draft nominee questionnaires
၁၁		Rishi Sunak <rishi@tcifund.com>; TCl <tcl@sardverb.com></tcl@sardverb.com></rishi@tcifund.com>		Jonathan Gasthalter <jgasthalter@sardverb. com="">; Renee Soto <rsoto@sardverb.com></rsoto@sardverb.com></jgasthalter@sardverb.>		George Sard <gsard@sardverb.com>; Jonathan Gasthalter  <jgasthalter@sardverb. com="">; TCl  <tcl@sardverb.com></tcl@sardverb.com></jgasthalter@sardverb.></gsard@sardverb.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
ТО	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin -Snehal@tcifund.com>; Jonathan Gasthalter -jgasthalter@SARDVERB.c om>; MariaGabriela.Bianchini@srz -com	George Sard <gsard@sardverb.com></gsard@sardverb.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Moll, Kelli <kelli.moll@srz.com>; Benevento, Michael A. <michael.benevento@srz.co m=""></michael.benevento@srz.co></kelli.moll@srz.com>	@srz	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	George Sard <gsard@sardverb.com <snehal@tcifund.com="">;  Jonathan Gasthalter  <jgasthalter@sardvef om="">;  MariaGabriela.Bianchinii.com</jgasthalter@sardvef></gsard@sardverb.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard <gsard@sardverb.com <snehal@tcifund.com=""  =""> &gt;</gsard@sardverb.com>	James Hawks <james@toifund.com></james@toifund.com>	Renee Soto <rsoto@sardverb.com <snehal@tcifund.com="">;  Rishi Sunak  <rishi@tcifund.com>;  MariaGabriela.Bianchinii.com</rishi@tcifund.com></rsoto@sardverb.com>	Bianchini, Maria Gabriela   Snehal Amin   SMariaGabriela.Bianchini@   Snehal@tcifund.com   srz.com
DATE	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008
TYPE OF DOCUMENT	Email	Email with attachment	Email	Email	email	Email	Email with attachment
BATES NO.	TCI0949132 - TCI0949135	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	239	2712	2713	2714	2715	2716	2717

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC/WP	AC/WP	AC/WP	AC/WP
DESCRIPTION	Communications with in house counsel re: director indemnity	Email containing attorney client , communications re: a presentation	Email containing attorney client ocumunications re: a presentation	Email containing attorney client communications re: a presentation	Email containing attorney client communications re: a presentation	Attorney client communications and AC/WP slide show re: proxy contest	Draft consent	Draft questionnaire	Attorney client communications and AC/WP slide show re: proxy contest
၁၁							Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		
01	James Hawks <james@tcifund.com>; Mark Derbyshire <mderbyshire@tcifund.com></mderbyshire@tcifund.com></james@tcifund.com>	RSoto@SARDVERB.com; Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@srz.com</rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin Snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Anna Lord <anna@tcifund.com></anna@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	, Maria Gabriela abriela.Bianchini@	Bianchini, Maria Gabriela   Snehal Amin   <mariagabriela.bianchini@ <snehal@tcifund.com=""  ="">; <a href="mailto:str.com">str.com</a>   <a href="mailto:str.com"><aishi@tcifund.com></aishi@tcifund.com></a>   <a href="mailto:str.com"><aishi@tcifund.com></aishi@tcifund.com></a></mariagabriela.bianchini@>
DATE	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008
TYPE OF DOCUMENT	email	Email	Email	Email	Email	Email with attachment	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2718	2719	2720	2721	2722	2723	2724	2725	2726

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BASIS FOR PRIVILEGE	AC/WP	l Board AC	l Board AC	l Board AC	l Board AC	l Board AC	l Board AC	l Board AC	l Board AC	AC
DESCRIPTION	Draft stockholder notice	Questionnaire for Potential Board Nominees.	Questionnaire for Potential Board Nominees.	Questionnaire for Potential Board Nominees.	Questionnaire for Potential Board Nominees.	Questionnaire for Potential Board Nominees.	Questionnaire for Potential Board Nominees.	Questionnaire for Potential Board Nominees.	Questionnaire for Potential Board Nominees.	Meeting agenda
ວ	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 									Rishi Sunak
ОТ	Snehal Amin Snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin
FROM	Tomasetti, Nicholas Snehal Amin <li><nicholas. <snehal@tcifund.com="" tomasetti@srz.c="">;</nicholas.></li> <li>om&gt;</li> <li><rishi &="" lanak<="" li=""> <li><rishi &="" lanak<="" li=""> </rishi></li></rishi></li>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin   Smehal@tcifund.com> srz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@>	Bianchini, Maria Gabriela   Snehal Amin   Smehal@tcifund.com> srz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin
DATE	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008	1/3/2008
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2727	2731	2732	2733	2734	2735	2736	2737	2738	2739

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	<b>V</b>
DESCRIPTION	Email chain re. meeting agenda.
၁၁	Rishi@tcifund.com>
ТО	marc.weingarten@srz.com; Rishi Sunak Rosewater, David <david.rosewater@srz.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com="">; George Sard <gsard@sardverb.com> ; Jonathan Gasthalter sigasthalter@SARDVERB.c om&gt;; Peter Harkins com&gt;; Peter Harkins</gsard@sardverb.com></mariagabriela.bianchini@s></david.rosewater@srz.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	1/3/2008
TYPE OF DOCUMENT	Email
BATES NO.	2740 Withheld
ON.	2740

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP/JD
DESCRIPTION	Draff proxy solicitation materials
CC	Weingarten, Marc  -Marc.Weingarten@srz.co m>; Rosewater, David -David.Rosewater@srz.co m>; Bianchini, Maria Gabriela -MariaGabriela.Bianchini@ srz.com>; George Sard -GSard@SARDVERB.com >; Jonathan Gasthalter -igasthalter@SARDVERB.com >; Jonathan Gasthalter -igasthalter@SARDVERB.com >; Jonathan Gasthalter -igasthalter@SARDVERB.com >; Mary Ellen Goodall -cmgoodall@dfking.com>; Richard H. Grubaugh -cromy Ellen Goodall -cromodall@dfking.com>; Richard H. Grubaugh -cromodall@dfking.com>; Richard H. Grubaugh -cromodall@dfking.com>; Richard H. Grubaugh -cromodall@dfking.com>; Kristian Klein -ckgerminario@dfking.com>; Kristian Klein -ckenson -cisvenson@broadgate.com -cisvenson@broadgate.com
ТО	Snehal Amin <snehal@tcifund.com>; Rishi@tcifund.com&gt;</snehal@tcifund.com>
FROM	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>
DATE	1/4/2008
чF	attachment attachment
BATES NO.	Withheld
NO.	2741

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP/JD
DESCRIPTION	Draft proxy solicitation materials
၁၁	Weingarten, Marc  -Marc.Weingarten@srz.co m.; Rosewater, David -CDavid.Rosewater@srz.co m.> Bianchini, Maria -Gabriela
ТО	Peter Harkins <pre><pharkins@dfking.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></pharkins@dfking.com></pre>
FROM	Peter Harkins
DATE	1/4/2008
TYPE OF DOCUMENT	
BATES NO.	Withheld
NO.	2742 \

BASIS FOR PRIVILEGE	Q//D				
BAS	AC/WP/JD		AC	AC	AC
DESCRIPTION	Draft proxy solicitation materials		Communications with in house counsel re: insurance	Attorney client communications re: CSX swaps	Attorney client communications re: CSX swaps
၁၁	Weingarten, Marc - Marc. Weingarten, Marc - Marc. Weingarten@srz.co m.>; Rosewater, David - CDavid. Rosewater@srz.co m.>; Bianchini, Maria Gabriela - Maria Gabriela - Sard @SARD VERB.com.>; Jonathan Gasthalter - Soto@SARD VERB.com.>; Renee Soto - RSoto@SARD VERB.com.>; Rany Ellen Goodall - Crubaugh - Mary Ellen Goodall - CRODAJ Richard H. Grubaugh - CRGRUBAUGH@dfking.com.>; Tom Germinario - Steklein@dfking.com.>; Kristian Klein - Kkklein@dfking.com.>; Kristian Klein - Kkklein@dfking.com.>; Kristian Klein - Kkklein@dfking.com.>; Kristian Klein - Kkklein@dfking.com.>; Kristian Klein - Svenson - sisvenson@broadgate.com.>;			Pritesh Parmar <pritesh@tcifund.com></pritesh@tcifund.com>	
ОТ	Peter Harkins <pre><pharkins@dfking.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></pharkins@dfking.com></pre>	Anna Lord <anna@tcifund.com></anna@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Pritesh Parmar <mariagabriela.bianchini@s <-pritesh@tcifund.com=""></mariagabriela.bianchini@s>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Peter Harkins@dfking.com>	Chris Hohn   < Chris@tcifund.com>	Mark Derbyshire Rishi Sunak cmderbyshire@tcifund.com <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin   Smehal@tcifund.com> srz.com>
DATE	1/4/2008	1/4/2008	1/4/2008	1/4/2008	1/4/2008
TYPE OF DOCUMENT				Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2743	744	2745	2746	2747

Page 391

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

NO.	BATES NO.	TYPE OF DOCUMENT	DATE	FROM	ТО	၁၁	DESCRIPTION	BASIS FOR PRIVILEGE
2748	Withheld		1/4/2008	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	marc.weingarten@srz.com; I Rosewater, David <david.rosewater@srz.com &gt;; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </david.rosewater@srz.com 	Rishi@tcifund.com>	Attorney client communications re: , disclosures and presentations	AC
2749	Withheld	email	1/4/2008	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		Email forwarding attorney client communications between TCI and SRZ	AC
2750	Withheld	Email	1/4/2008	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Tomasetti, Nicholas Bianchini, Maria Gabriela Attorney clis «Nicholas. Tomasetti@srz.co «MariaGabriela.Bianchini@ draft notice m>; Snehal Amin srz.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	ent communications re:	AC
2751	Withheld	Email	1/4/2008	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@< td=""> <rishi@tcifund.com>   srz.com&gt;</rishi@tcifund.com></mariagabriela.bianchini@<>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		Attorney client communications re: draft notice	AC
2752	Withheld	Email	1/4/2008	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Inten@srz.co	Rishi@tcifund.com>	Attorney client communications re: disclosures and presentations	AC
2753	Withheld	Email with attachment	1/4/2008	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@< td=""> <rishi@tcifund.com>   srz.com&gt;</rishi@tcifund.com></mariagabriela.bianchini@<>		Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela Slide show re: legal issues in AmariaGabriela.Bianchini@ connection with proxy contest srz.com>	AC/WP

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	Q <sub>7</sub> /
BASI PRIV	AC/WP/JD
DESCRIPTION	Draff proxy solicitation materials
၁၁	Weingarten, Marc - Marc. Weingarten, Marc - Marc. Weingarten@srz.co m.; Rosewater, David - Cabvid. Rosewater@srz.co m.; Bianchini, Maria - Gabriela - Cabriela - Siz.com.; George Sard - GSard@SARDVERB.com - Jonathan Gasthalter - Gasthalter
ТО	Snehal Amin <snehal@tcifund.com>; Rishi@tcifund.com&gt;</snehal@tcifund.com>
FROM	Peter Harkins@dfking.com>
DATE	1/4/2008
TYPE OF DOCUMENT	
BATES NO.	Withheld
NO.	2754 \

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP
DESCRIPTION	Draft proxy solicitation materials
CC	Weingarten, Marc <pre> AMarc.Weingarten@srz.co   <pre> ADavid.Rosewater@srz.co   <pre> Maria Gabriela.Bianchini@    <pre> Sard@SARDVERB.com   <pre></pre></pre></pre></pre></pre>
ТО	Snehal Amin <snehal@tcifund.com>; Rishi@tcifund.com&gt;</snehal@tcifund.com>
FROM	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>
DATE	1/4/2008
TYPE OF DOCUMENT	
BATES NO.	Withheld
NO.	2755 1

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	
DESCRIPTION B	AC/	Internally forwarded draft consent   AC/ and attorney client communications	Materials for presentation sent to AC counsel
၁၁	Weingarten, Marc  -Marc.Weingarten@srz.co m>; Rosewater, David -David.Rosewater@srz.co m>; Bianchini, Maria Gabriela -MariaGabriela.Bianchini@ srz.com>; George Sard -CSard@SARDVERB.com >; Jonathan Gasthalter -igasthalter@SARDVERB.com >; Mary Ellen Goodall -cmgoodall@dfking.com>; Richard H. Grubaugh -cmgoodall@dfking.com>; Richard H. Grubaugh -cRGRUBAUGH@dfking.com>; Richard H. Grubaugh -cRGRUBAUGH@dfking.com>; Kristian Klein -kklein@dfking.com>; Kristian Klein		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
ОТ	Snehal Amin <snehal@tcifund.com>; <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin   SMariaGabriela.Bianchini@s   Snehal@tcifund.com>   rz.com>
FROM	Peter Harkins@dfking.com>	Anna Lord <anna@tcifund.com></anna@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	1/4/2008	1/4/2008	1/4/2008
TYPE OF DOCUMENT		Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld
NO.	2756 1	2757	2758

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC	AC/WP	AC	AC	AC	AC
DESCRIPTION	Draft shareholder notice A	Draft proxy solicitation materials A	Edits on Agreement Notice.	Draft letter A	Advice re: swap transactions A	Advice re: swap transactions A	Advice re: CSX's response letter A	Advice re: CSX's response letter A
၁၁	Weingarten, Marc <marc.weingarten@srz.co m="">; Rosewater, David <david.rosewater@srz.co m="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></david.rosewater@srz.co></marc.weingarten@srz.co>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	0)					Snehal Amin snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
ОТ	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rosewater, David Weingarten, Marc <david.rosewater@srz.com <marc.weingarten@srz.co="">; Rishi Sunak m&gt;; Bianchini, Maria <rishi@tcifund.com>; Gabriela bahaneberg@kaufcan.com <mariagabriela.bianchini@< th=""><th>Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>tsjoblom@proskauer.com</th><th>ria Gabriela   Snehal Amin la.Bianchini@ <snehal@tcifund.com></snehal@tcifund.com></th><th>Chris Hohn <chris@tcifund.com></chris@tcifund.com></th></mariagabriela.bianchini@<></rishi@tcifund.com></david.rosewater@srz.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	tsjoblom@proskauer.com	ria Gabriela   Snehal Amin la.Bianchini@ <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
FROM	Tomasetti, Nicholas Snehal Amin <nicholas. <snehal@tcifund.com="" tomasetti@srz.c="">; Om&gt;</nicholas.>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 
DATE	1/4/2008	1/4/2008	1/4/2008	1/6/2008	1/7/2008	1/7/2008	1/8/2008	1/8/2008
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email	Email with attachment	Email	Email		Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	TC10959313 - TC10959315	Withheld
NO.	2759	2760	2761	2762	2763	2764	354	2765

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC/JD	AC	AC	AC	AC	AC	AC
DESCRIPTION	Attorney client communications re: CSX	Attorney client communications re: CSX	Attorney client communications re: CSX	Attorney client communications re: CSX	CSX CORP. Preliminary Vote Outlook	Discussion of media strategy	Discussion of media strategy	Discussion of media strategy	Discussion of media strategy
8							Jonathan Gasthalter <jgasthalter@sardverb. com="">; Renee Soto <rsoto@sardverb.com></rsoto@sardverb.com></jgasthalter@sardverb.>	Jonathan Gasthalter <jgasthalter@sardverb. com="">; Renee Soto <rsoto@sardverb.com></rsoto@sardverb.com></jgasthalter@sardverb.>	Jonathan Gasthalter <jgasthalter@sardverb. com="">; Renee Soto <rsoto@sardverb.com></rsoto@sardverb.com></jgasthalter@sardverb.>
01	Marc.Weingarten@srz.com	Snehal Amin snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; dschwartz@3g-capital.com</rishi@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com	TCIF	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin SDVERB.com <snehal@tcifund.com></snehal@tcifund.com>	George Sard Jonathan Gasthalter <gsard@sardverb.com> <jgasthalter@sardverb. com="">; Renee Soto  <rsoto@sardverb.com< th=""><th>Snehal Amin SDVERB.com <snehal@tcifund.com></snehal@tcifund.com></th></rsoto@sardverb.com<></jgasthalter@sardverb.></gsard@sardverb.com>	Snehal Amin SDVERB.com <snehal@tcifund.com></snehal@tcifund.com>
FROM	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	DF King	Renee Soto Rishi Sunak <rsoto@sardverb.com <rishi@tcifund.com=""></rsoto@sardverb.com>	George Sard <gsard@sardverb.com &gt;</gsard@sardverb.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard <gsard@sardverb.com &gt;</gsard@sardverb.com 
DATE	1/8/2008	1/8/2008	1/8/2008	1/8/2008	1/8/2008	1/9/2008	1/9/2008	1/9/2008	1/9/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Report	Email		Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2766	2767	2768	2769	2770	2771	2772	2773	2774

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	Advice re: SEC and letter from SEC AC	Attorney client communications re: SEC and letter from SEC	Forwarded email containing advice from Proskauer and letter from SEC	Attorney client communications re: SEC	Communications from in house counsel re: advice from Proskauer and SRZ.	Communications to in house counsel re: advice from Proskauer and SRZ.
೮	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Chris@tcifund.com>		Chris@tcifund.com>	Chris Hohn <chris@tcifund.com>; Angus Milne <angus@tcifund.com></angus@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
ОТ	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Weingarten, Marc <marc. <="" td="" weingarten@srz.com=""> Chris@tcifund.com&gt;     &gt;; Rosewater, David   Chris@tcifund.com&gt;     &gt;; Bianchini, Maria Gabriela   MariaGabriela Bianchini@s     rz.com&gt;; James Hawks   James@tcifund.com&gt;;     Angus Milne   Angus@tcifund.com&gt;</marc.>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Weingarten, Marc  <marc.weingarten@srz.com>; Rosewater, David  <david.rosewater@srz.com>; James Hawks <james@tcifund.com>; Angus Milne <angus@tcifund.com></angus@tcifund.com></james@tcifund.com></david.rosewater@srz.com></marc.weingarten@srz.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>
FROM	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	James Hawks <james@tcifund.com></james@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
DATE	1/10/2008	1/10/2008	1/10/2008	1/10/2008	1/10/2008	1/10/2008
TYPE OF DOCUMENT	Email with attachment	attachment	Email with attachment	E Baai	Email	Email
BATES NO.	TC10959329 - TC10959332	TC10959333 -	TC10959337 - TC10959340	Withheld	Withheld	Withheld
NO.	322	356	357	2775	2776	2777

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC/WP	AC
DESCRIPTION	Discussion of media strategy	igasthalter@SARDVERB.co Discussion of media strategy m; m; RSoto@SARDVERB.com	Discussion of media strategy	Communications with consultant re: AC possible testimony before Congress	Communications with consultant re: possible testimony before Congress	Communications with consultant re: AC possible testimony before Congress	Attorney client communications re: confidential proposal	Communications with consultant re: possible testimony before Congress
ဗ	Jonathan Gasthalter <jgasthalter@sardverb. com="">; Renee Soto <rsoto@sardverb.com></rsoto@sardverb.com></jgasthalter@sardverb.>	jgasthalter@SARDVERB.co m; RSoto@SARDVERB.com	TCI <tci@sardverb.com></tci@sardverb.com>					
10	Snehal Amin   Snehal@tcifund.com>	GSard@SARDVERB.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sam Whitehorn <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin <rchamberlin@mcbeestrate gic.com=""></rchamberlin@mcbeestrate></swhitehorn@mcbeestrategi>	Snehal Amin Snehal@tcifund.com>; Rob Chamberlin <rchamberlin@mcbeestrate gic.com&gt;</rchamberlin@mcbeestrate 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	George Sard <gsard@sardverb.com &gt;</gsard@sardverb.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Renee Soto Snehal Amin <rsoto@sardverb.com< td=""> <snehal@tcifund.com></snehal@tcifund.com></rsoto@sardverb.com<>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	orn @mcbeestrate	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	1/10/2008	1/10/2008	1/10/2008	1/11/2008	1/11/2008	1/11/2008	1/11/2008	1/11/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2778	2779	2780	2781	2782	2783	2784	2785

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION		Discussions about re-reg bill.	Discussions about re-reg bill.	Email re. Congressional Hearing.	marc.weingarten@srz.com; Discussion of potential directors , Jonathan Gasthalter , signasthalter@SARDVERB. com>	Attorney client communication re: , board nominee negotiations	Communications with consultant re: , possible testimony before Congress
၁၁	marc.weingarten@srz.com; Email re: Board seats igasthalter@SARDVERB.co m				marc.weingarten@srz.com; Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 		
ТО	GSard@SARDVERB.com; m: pharkins@dfking.com; jgs MariaGabriela.Bianchini@srz m .com; Rishi Sunak <rishi@tcifund.com>; RSoto@SARDVERB.com</rishi@tcifund.com>	richi@tcifund.com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rob Chamberlin <rchamberlin@mcbeestrate gic.com&gt;</rchamberlin@mcbeestrate </snehal@tcifund.com>	Snehal Amin  Snehal@tcifund.com>; Jonat pharkins@dfking.com; djgas MariaGabriela.Bianchini@srz com> com; Rishi Sunak «Rishi@tcifund.com>; Renee Soto «RSoto@SARDVERB.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rob Chamberlin <rchamberlin@mcbeestrate gic.com&gt;</rchamberlin@mcbeestrate </snehal@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	George Sard <brack <snehal@tcifund.com="" sard@sardverb.com="">; pharkins@dfking.com; MariaGabriela.Bianchinii com; Rishi Sunak <rishi@tcifund.com>; Renee Soto <rsoto@sardverb.o< th=""><th>George Sard Snehal Amin <gsard@sardverb.com <snehal@tcifund.com=""></gsard@sardverb.com></th><th>Sam Whitehorn <a href="mailto:swhitehorn@mcbeestrate">swhitehorn@mcbeestrate</a> gic.com&gt;</th></rsoto@sardverb.o<></rishi@tcifund.com></brack>	George Sard Snehal Amin <gsard@sardverb.com <snehal@tcifund.com=""></gsard@sardverb.com>	Sam Whitehorn <a href="mailto:swhitehorn@mcbeestrate">swhitehorn@mcbeestrate</a> gic.com>
DATE	1/11/2008	1/11/2008	1/11/2008	1/11/2008	1/11/2008	1/14/2008	1/15/2008
TYPE OF DOCUMENT		Email	Email	Email		Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2786	2787	2788	2789	2790	2794	2796

Page 400

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BASIS FOR PRIVILEGE	Ö	\C/WP	AC/WP	AC	AC	ACWP	AC	\C/WP
DESCRIPTION	Bianchini, Maria Gabriela Attorney client communications re: AC <a href="ACMariaGabriela.Bianchini">ACMariaGabriela.Bianchini</a> draft notice and CSX response srz.com>	Advice re: bylaws and draft notice of AC/WP proposal	In house counsels' doc retention Amemo	Attorney client communications re: A agreements	Attorney client communications re: Adraft notice and CSX response	Draft notice of proposal A	Attorney client communication re: A draft notice and proposal and letter	Advice re: disclosure requirements AC/WP
၁၁	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Weingarten, Marc <marc.weingarten@srz.co m="">; Rosewater, David <david.rosewater@srz.co m=""></david.rosewater@srz.co></marc.weingarten@srz.co>			Weingarten, Marc <marc.weingarten@srz.co m&gt;; Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co </marc.weingarten@srz.co 	Weingarten, Marc <marc.weingarten@srz.co m="">; Rosewater, David <david.rosewater@srz.co m=""></david.rosewater@srz.co></marc.weingarten@srz.co>		
ТО	Gopas, Avital <avital.gopas@srz.com></avital.gopas@srz.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	Lucie Micheal	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Weingarten, Marc <mariagabriela.bianchini@s <marc.weingarten@srz.co="" rz.com="">; Rishi Sunak</mariagabriela.bianchini@s>	ia Gabriela Snehal Amin Ia.Bianchini@ <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">; srz.com&gt; Rishi Sunak  <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.bianchini@>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	l s@srz.com>		Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 
DATE	1/16/2008	1/16/2008	1/16/2008	1/16/2008	1/16/2008	1/16/2008	1/16/2008	1/16/2008
TYPE OF DOCUMENT		Email with attachment	Email with attachment	Email	Email	Email with attachment	Email	Email with attachment
BATES NO.	TCI0962237 - TCI0962245	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	380	2799	2800	2801	2802	2803	2804	2805

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC/WP/JD	AC	AC/WP
DESCRIPTION	Attorney Client communication re: CSX	Draft notice of proposal	Draft SEC filing	Email re: SEC filing	Draft SEC filing
22	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <maria bianchini@<br="" gabriela.="">srz.com&gt;: Weingarten, Marc. <marc. weingarten@srz.co<br="">m&gt;</marc.></maria>	Weingarten, Marc «Marc. Weingarten@srz.co m>; Rosewater, David «David.Rosewater@srz.co m>		
01	marc.weingarten@srz.com; Rosewater, David <david.rosewater@srz.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></david.rosewater@srz.com>	ria Gabriela Snehal Amin la.Bianchini@ <snehal@tcifund.com></snehal@tcifund.com>	ria Gabriela Snehal Amin Weingarten, Marc la Bianchini@ <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Daniel <david.rosewater. david<="" td=""><td>Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </td><td>ria Gabriela Snehal Amin Ia.Bianchini@ <snehal@tcifund.com></snehal@tcifund.com></td></david.rosewater.></rishi@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	ria Gabriela Snehal Amin Ia.Bianchini@ <snehal@tcifund.com></snehal@tcifund.com>
FROM	Rishi@tcifund.com>	Bianchini, Maria Gabriela «MariaGabriela. Bianchini@ srz.com»	Bianchini, Maria Gabriela «MariaGabriela. Bianchini@ srz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <a href="MariaGabriela">MariaGabriela</a> . Bianchini@
DATE	1/17/2008	1/17/2008	1/17/2008	1/17/2008	1/17/2008
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	Email	Email with attachment
BATES NO.	TC10959377 -	Withheld	Withheld	Withheld	Withheld
NO.	358	2806	2807	2808	2809

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

		1		1		i	
BASIS FOR PRIVILEGE	AC	AC	WP	AC	AC	AC	AC
DESCRIPTION	Advice re: proxy contest	Settlement discussions	TCI Notice of Shareholder Proposal WP	Discussions re. to 13D filing.	Email chain about discussions re. to AC 13 D filing.	Discussions about re-reg bill.	Discussions about re-reg bill.
၁၁	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com="">; Renee Soto <rsoto@sardverb.com></rsoto@sardverb.com></jgasthalter@sardverb.>					Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
01	a Gabriela Rishi Sunak .Bianchini@ <rishi@tcifund.com>; Weingarten, Marc <marc.weingarten@srz.com>; Rosewater, David <david.rosewater@srz.com< th=""><th>Snehal Amin Jonathan Gasthalter <snehal@tcifund.com>; <jgasthalter@sardverb. com="" marc="" weingarten,="">; Renee Soto <marc. <rsoto@sardverb.com="" weingarten@srz.com="">; pharkins@dfking.com &gt;</marc.></jgasthalter@sardverb.></snehal@tcifund.com></th><th>a Gabriela Snehal Amin .Bianchini@ <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></th><th>Weingarten, Marc <marc. weingarten@srz.com="">; pharkins@dfking.com; George Sard <gsard@sardverb.com></gsard@sardverb.com></marc.></th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>ed.fishman@klgates.com</th><th>ard Snehal Amin klgates.com <snehal@tcifund.com></snehal@tcifund.com></th></david.rosewater@srz.com<></marc.weingarten@srz.com></rishi@tcifund.com>	Snehal Amin Jonathan Gasthalter <snehal@tcifund.com>; <jgasthalter@sardverb. com="" marc="" weingarten,="">; Renee Soto <marc. <rsoto@sardverb.com="" weingarten@srz.com="">; pharkins@dfking.com &gt;</marc.></jgasthalter@sardverb.></snehal@tcifund.com>	a Gabriela Snehal Amin .Bianchini@ <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Weingarten, Marc <marc. weingarten@srz.com="">; pharkins@dfking.com; George Sard <gsard@sardverb.com></gsard@sardverb.com></marc.>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	ed.fishman@klgates.com	ard Snehal Amin klgates.com <snehal@tcifund.com></snehal@tcifund.com>
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	George Sard <gsard@sardverb.com <snehal@tcifund.com="">;  Weingarten, Marc <marc.weingarten@srz.>; pharkins@dfking.com</marc.weingarten@srz.></gsard@sardverb.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Peter Harkins <pre>cpharkins@dfking.com&gt;</pre>		Fishman, Edward <ed.fishman@klgates.com &gt;</ed.fishman@klgates.com 
DATE	1/17/2008	1/17/2008	1/17/2008	1/17/2008	1/17/2008	1/17/2008	1/17/2008
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
Ö	2810	2811	2812	2813	2814	2815	2816

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP				AC/JD
DESCRIPTION	Draft letter to Committee Chair. AC	Information on SEC document AC request.	Information on SEC document AC request.	Talks of 13D filings. AC	filing.
၁၁					Rishi@tcifund.com>
ТО	Bianchini, Maria Gabriela    AMariaGabriela. Bianchini@s   rz. com>;   marc. weingarten@srz.com;   Snehal Amin <snehal@tcifund.com>;   Chamberlin   <rchamberlin@mcbeestrate< td="">   gic.com&gt;;   Kishi@tcifund.com&gt;</rchamberlin@mcbeestrate<></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Alex Behring <abehring@3g-rishi capital.com="" sunak="">; Daniel Schwartz <dschwartz@3g- capital.com="">; Weingarten, Marc <marc <ist="" <marc="" style="backbox: color;"> Marc <ist style="backbox: color;"> Marc </ist> Marc </ist> Marc </ist> Marc </ist> Marc </ist> Marc</ist></ist></ist></ist></ist></ist></ist></ist></marc></dschwartz@3g-></abehring@3g-rishi>
FROM	Sam Whitehorn <swhitehorn@mcbeestrate gic.com=""></swhitehorn@mcbeestrate>	mas V. roskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard  CGSard@SARDVERB.com <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	1/1 7/2008	1/17/2008	1/17/2008	1/17/2008	1/18/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2817	2818	2819	2820	2821

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE				
BA8	AC/JD	AC/JD	AC/JD	AC
DESCRIPTION	Email chain re. timing of the SEC filing.	Email chain re. timing of the SEC filing.	Email chain re. timing of the SEC filing.	Email re. hearing preparation.
၁၁	Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ </rishi@tcifund.com>	Chris Hohn  Chris@toifund.com>; Daniel Schwartz <dschwartz@3g- capital.com=""></dschwartz@3g->	Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;; Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co </mariagabriela.bianchini@ </rishi@tcifund.com>	Rob Chamberlin <rchamberlin@mcbeestrat egic.com&gt;</rchamberlin@mcbeestrat 
ТО	George Sard George Sard GSard@SARDVERB.com> ; Alex Behring	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard  George Sard  GSard@SARDVERB.com> ; Alex Behring	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Snehal@tcifund.com>	Alex Behring <abehring@3g- Capital.com&gt;</abehring@3g- 	Snehal@tcifund.com>	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 
DATE	1/18/2008	1/18/2008	1/18/2008	1/18/2008
TYPE OF DOCUMENT	Email	Email	E Bagi	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	2822	2823	2824	2825

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. hearing preparation.	Email re. hearing preparation.	Information on SEC document Prequest.	Information on SEC document Prequest.	Information on SEC document Prequest.	Information on SEC document Prequest.	Information on SEC document Prequest.	Request for Extension from SEC A	Request for Extension from SEC A
၁၁		Rob Chamberlin <rchamberlin@mcbeestrat egic.com&gt;</rchamberlin@mcbeestrat 						Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	
ТО	Rob Chamberlin <a href="mailto:rom">Rob Chamberlin@mcbeestrategic.com"&gt;Rom"&gt;Robellin@mcbeestrategic.com</a> ; Snehal Amin <a href="mailto:rom">Snehal Amin</a> <a href="mailto:rom">Snehal Amin</a> <a href="mailto:rom">Snehal@tcifund.com</a> ;  Rishi Sunak <a href="mailto:rom">Rishi Sunak</a> <a href="mailto:rom">Rishi@tcifund.com</a> ;	Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela. bianchini@s<br="">rz.com&gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.></snehal@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com>	mas V. Snehal Amin roskauer.com <snehal@tcifund.com></snehal@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com>	mas V. Rishi Sunak oskauer.com <rishi@tcifund.com>; Perrell, Jacqueline <pre>   Jacqueline    </pre></rishi@tcifund.com>
FROM	Rob Chamberlin <rchamberlin@mcbeestrat egic.com&gt;</rchamberlin@mcbeestrat 	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 
DATE	1/18/2008	1/18/2008	1/18/2008	1/18/2008	1/18/2008	1/18/2008	1/18/2008	1/18/2008	1/18/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2826	2827	2828	7829	2830	2831	2832	2833	2834

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD	AC	AC/WP	AC/WP	AC
DESCRIPTION	Talks of 13D filings.	swhitehorn@mcbeestrategic. Rchamberlin@mcbeestrate Email re. hearing preparation.  oom; MariaGabriela.Bianchini@srz .com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	TCI Notice of Shareholder Proposal; 13D Amendment	Chairwoman Brown response	Attorney client communications re: response letter
၁၁	Rishi@tcifund.com>	Rchamberlin@mcbeestrate gic.com			
ТО	George Sard Snehal Amin <pre> <gsard@sardverb.com< th=""><th>swhitehorn@mcbeestrategic. com; MariaGabriela.Bianchini@srz .com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Sam Whitehorn <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin <rchamberlin@mcbeestrate gic.com="">; Bianchini, Maria Gabriela <li><math style="color: blue;"><math style="color: blue;">&lt;</math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></li></rchamberlin@mcbeestrate></swhitehorn@mcbeestrategi></th><th>Snehal Amin  <snehal@tcifund.com>;  San Whitehorn  <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin  <rchamberlin@mcbeestrate< th=""></rchamberlin@mcbeestrate<></swhitehorn@mcbeestrategi></snehal@tcifund.com></th></gsard@sardverb.com<></pre>	swhitehorn@mcbeestrategic. com; MariaGabriela.Bianchini@srz .com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sam Whitehorn <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin <rchamberlin@mcbeestrate gic.com="">; Bianchini, Maria Gabriela <li><math style="color: blue;"><math style="color: blue;">&lt;</math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></math></li></rchamberlin@mcbeestrate></swhitehorn@mcbeestrategi>	Snehal Amin <snehal@tcifund.com>;  San Whitehorn  <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin  <rchamberlin@mcbeestrate< th=""></rchamberlin@mcbeestrate<></swhitehorn@mcbeestrategi></snehal@tcifund.com>
FROM	George Sard <gsard@sardverb.com &gt;</gsard@sardverb.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	a Gabriela .Bianchini@	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin
DATE	1/18/2008	1/19/2008	1/20/2008	1/20/2008	1/20/2008
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email with attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2835	2836	2837	2838	2841

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC
DESCRIPTION	Attorney client communications re: CSX	Attorney client communication re: response letter	Attorney client communication re: response letter	Attorney client communications re: CSX
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ТО	Snehal Amin <snehal@tcifund.com>; Weingarten, Marc  <marc.weingarten@srz.com>; Rosewater, David  <david.rosewater@srz.com>; GSard@SARDVERB.com; jgasthalter@SARDVERB.com; m; pharkins@dfking.com</david.rosewater@srz.com></marc.weingarten@srz.com></snehal@tcifund.com>	MariaGabriela. Bianchini@srz.com; Snehal Amin <snehal@tcifund.com>; Rob Chamberlin <rchamberlin@mcbeestrate gic.com&gt;</rchamberlin@mcbeestrate </snehal@tcifund.com>	MariaGabriela. Bianchini@srz .com; Snehal Amin <snehal@tcifund.com>; Rob Chamberlin <rchamberlin@mcbeestrate gic.com&gt;</rchamberlin@mcbeestrate </snehal@tcifund.com>	George Sard  -GSard@SARDVERB.com -MariaGabriela.Bianchini@s -X.com>; Snehal Amin -Snehal@tcifund.com>; Weingarten, Marc -Marc.Weingarten@srz.com >; Rosewater, David -David.Rosewater@srz.com >; Jonathan Gasthalter -Sjgasthalter@SARDVERB.c
FROM	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@< th=""><th>Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate </th><th>Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate </th><th>George Sard <gsard@sardverb.com &gt;</gsard@sardverb.com </th></mariagabriela.bianchini@<>	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	George Sard <gsard@sardverb.com &gt;</gsard@sardverb.com 
DATE	1/20/2008	1/20/2008	1/20/2008	1/20/2008
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	2842	2843	2844	2845

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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BASIS FOR PRIVILEGE	WP	AC		AC		AC/WP/JD								WP		AC			AC		
DESCRIPTION	Draft 13D	Attorney client communication re: response letter		Attorney client communication re: response letter		Attorney client communication re:	CSX 13D							Draft 13D		Email containing attorney client			Attorney client communication re:	response letter	
၁၁						Snehal Amin	<snehal@tcifund.com>;</snehal@tcifund.com>	Daniel Schwartz	<dschwartz@3g-< td=""><td>Capital.com&gt;; Anna Lord</td><td><anna@tcifund.com>;</anna@tcifund.com></td><td>r.henneberger@nwa.com</td><td></td><td></td><td></td><td>Sam Whitehorn</td><td><swhitehorn@mcbeestrate< td=""><td>gic.com&gt;</td><td>Sam Whitehorn</td><td><swhitehorn@mcbeestrate< td=""><td>/moo oio</td></swhitehorn@mcbeestrate<></td></swhitehorn@mcbeestrate<></td></dschwartz@3g-<>	Capital.com>; Anna Lord	<anna@tcifund.com>;</anna@tcifund.com>	r.henneberger@nwa.com				Sam Whitehorn	<swhitehorn@mcbeestrate< td=""><td>gic.com&gt;</td><td>Sam Whitehorn</td><td><swhitehorn@mcbeestrate< td=""><td>/moo oio</td></swhitehorn@mcbeestrate<></td></swhitehorn@mcbeestrate<>	gic.com>	Sam Whitehorn	<swhitehorn@mcbeestrate< td=""><td>/moo oio</td></swhitehorn@mcbeestrate<>	/moo oio
01	Anna Lord <anna@tcifund.com></anna@tcifund.com>	Sam Whitehorn <swhitehorn@mcbeestrategi< td=""><td>c.com&gt;; MariaGabriela.Bianchini@srz .com; Rob Chamberlin <rchamberlin@mcbeestrate gic.com=""></rchamberlin@mcbeestrate></td><td>Sam Whitehorn   <a href="mailto:swhitehorn@mcbeestrategi">cswhitehorn@mcbeestrategi</a></td><td><ul><li>Coulty, Not Chamberlin</li><li>ARchamberlin@mcbeestrate</li><li>gic.com&gt;</li></ul></td><td>derosa@derosa-</td><td><mariagabriela.bianchini@ alex="" behring<="" research.com;="" td=""><td><abehring@3g-capital.com>; Daniel Schwartz</abehring@3g-capital.com></td><td>Chris Hohn</td><td><chris@tcifund.com>;</chris@tcifund.com></td><td>glamphere@att.net;</td><td>gman900772000@yahoo.co  r.henneberger@nwa.com</td><td>m; Timothy O'Toole</td><td>Anna Lord</td><td><anna@tcifund.com></anna@tcifund.com></td><td>Rob Chamberlin</td><td><rchamberlin@mcbeestrate <swhitehorn@mcbeestrate<="" td=""  =""><td>gic.com&gt;</td><td>Snehal Amin</td><td><snehal@tcifund.com></snehal@tcifund.com></td><td></td></rchamberlin@mcbeestrate></td></mariagabriela.bianchini@></td></swhitehorn@mcbeestrategi<>	c.com>; MariaGabriela.Bianchini@srz .com; Rob Chamberlin <rchamberlin@mcbeestrate gic.com=""></rchamberlin@mcbeestrate>	Sam Whitehorn <a href="mailto:swhitehorn@mcbeestrategi">cswhitehorn@mcbeestrategi</a>	<ul><li>Coulty, Not Chamberlin</li><li>ARchamberlin@mcbeestrate</li><li>gic.com&gt;</li></ul>	derosa@derosa-	<mariagabriela.bianchini@ alex="" behring<="" research.com;="" td=""><td><abehring@3g-capital.com>; Daniel Schwartz</abehring@3g-capital.com></td><td>Chris Hohn</td><td><chris@tcifund.com>;</chris@tcifund.com></td><td>glamphere@att.net;</td><td>gman900772000@yahoo.co  r.henneberger@nwa.com</td><td>m; Timothy O'Toole</td><td>Anna Lord</td><td><anna@tcifund.com></anna@tcifund.com></td><td>Rob Chamberlin</td><td><rchamberlin@mcbeestrate <swhitehorn@mcbeestrate<="" td=""  =""><td>gic.com&gt;</td><td>Snehal Amin</td><td><snehal@tcifund.com></snehal@tcifund.com></td><td></td></rchamberlin@mcbeestrate></td></mariagabriela.bianchini@>	<abehring@3g-capital.com>; Daniel Schwartz</abehring@3g-capital.com>	Chris Hohn	<chris@tcifund.com>;</chris@tcifund.com>	glamphere@att.net;	gman900772000@yahoo.co  r.henneberger@nwa.com	m; Timothy O'Toole	Anna Lord	<anna@tcifund.com></anna@tcifund.com>	Rob Chamberlin	<rchamberlin@mcbeestrate <swhitehorn@mcbeestrate<="" td=""  =""><td>gic.com&gt;</td><td>Snehal Amin</td><td><snehal@tcifund.com></snehal@tcifund.com></td><td></td></rchamberlin@mcbeestrate>	gic.com>	Snehal Amin	<snehal@tcifund.com></snehal@tcifund.com>	
FROM	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Bianchini, Maria Gabriela	<mariagabriela.bianchini@< td=""><td>srz.com&gt;</td><td></td><td></td><td></td><td></td><td></td><td>Chris Hohn</td><td><chris@tcifund.com></chris@tcifund.com></td><td>Snehal Amin</td><td><snehal@tcifund.com></snehal@tcifund.com></td><td></td><td>Rob Chamberlin</td><td> <rchamberlin@mcbeestrat  <snehal@tcifund.com=""></rchamberlin@mcbeestrat></td><td>Vmco visa</td></mariagabriela.bianchini@<>	srz.com>						Chris Hohn	<chris@tcifund.com></chris@tcifund.com>	Snehal Amin	<snehal@tcifund.com></snehal@tcifund.com>		Rob Chamberlin	<rchamberlin@mcbeestrat  <snehal@tcifund.com=""></rchamberlin@mcbeestrat>	Vmco visa
DATE	1/21/2008	1/21/2008		1/21/2008		1/21/2008								1/21/2008		1/21/2008			1/21/2008		
TYPE OF DOCUMENT	Email with attachment	Email		Email		Email with	attachment							Email with	attachment	Emal			Email		
BATES NO.	TCI0962246 - TCI0962263			Withheld		Withheld								Withheld		Withheld			Withheld		
NO.	381	2846		2847		2848								2849		2850			2851		

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC
DESCRIPTION	Attorney client communication re: response letter	Attorney client communication re: CSX Amendment to Bylaws; Attachment is CSX Amendment to Bylaws	Attorney client communication re: CSX Amendment to Bylaws	Email containing attorney client communication re: CSX Amendment to Bylaws	Attorney client communication re: CSX Amendment to Bylaws
၁၁		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>			
ОТ	Snehal Amin <snehal@tcifund.com>; Rob Chamberlin <rchamberlin@mcbeestrate gio.com=""></rchamberlin@mcbeestrate></snehal@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin <pre></pre> <pre>Snehal@tcifund.com&gt;</pre> <pre>rz.com&gt;;</pre> marc.weingarten@srz.com; <pre>Rosewater, David</pre> <pre><pre><pre><pre><pre><pre>CDavid.Rosewater@srz.com</pre></pre></pre></pre></pre></pre>	Snehal Amin -Snehal@tcifund.com>; Rishi Sunak -Rishi@tcifund.com>; Bianchini, Maria Gabriela -MariaGabriela.Bianchini@s rz.com>; Rosewater, David -David.Rosewater@srz.com	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	marc.weingarten@srz.com; Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@srz .com; David.Rosewater@srz.com</rishi@tcifund.com>
FROM	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Rishi@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co rishi="" rishi@tcifund.com="" sunak="">;  Rishi@tcifund.com&gt;;  Rishia@tcifund.com&gt;;  Rishia@tcifund.com&gt;;  Rishiala Rabiela.com&gt;;  Rishia Cabriela.com&gt;;  AmariaGabriela.Bianchiririca.com&gt;;  Chavid.Rosewater.Da</marc.weingarten@srz.co>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	1/21/2008	1/21/2008	1/21/2008	1/21/2008	1/21/2008
TYPE OF DOCUMENT	Email	Email with attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2852 V	2853 V	2854	2855 V	2856 V

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/JD
DESCRIPTION	Attorney client communication re: CSX Amendment to Bylaws	Attorney client communication re: CSX beat estimates
၁၁		Rishi@tcifund.com>
ТО	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela. bianchini@s<br="">rz.com&gt;; Rosewater, David <david.rosewater@srz.com< td=""><td>Bianchini, Maria Gabriela Snehal Amin Rishi Sunak cMariaGabriela.Bianchini@ <snehal@tcifund.com>; Alex <rishi@tcifund.com>srz.com&gt; Behring <abehring@3g-capital.com; <gsard@sardverb.com="" dschwartz@3g-capital.com;="" george="" sard="">; Jonathan Gasthalter <igasthalter@sardverb.com>; Jonathan Gasthalter <igasthalter@sardverb.com>; Jonathan Gasthalter <igasthalter@sarbatter, <a="" href="Marc.Weingarten" marc="">Amarc.Weingarten, Marc <a href="Marc.Weingarten">Amarc.Weingarten, David <a href="Marc.Weingarten">Cabavid.Rosewater@srz.com</a> &gt;; pharkins@dfking.com</a></igasthalter@sarbatter,></igasthalter@sardverb.com></igasthalter@sardverb.com></abehring@3g-capital.com;></rishi@tcifund.com></snehal@tcifund.com></td></david.rosewater@srz.com<></mariagabriela.></rishi@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin Rishi Sunak cMariaGabriela.Bianchini@ <snehal@tcifund.com>; Alex <rishi@tcifund.com>srz.com&gt; Behring <abehring@3g-capital.com; <gsard@sardverb.com="" dschwartz@3g-capital.com;="" george="" sard="">; Jonathan Gasthalter <igasthalter@sardverb.com>; Jonathan Gasthalter <igasthalter@sardverb.com>; Jonathan Gasthalter <igasthalter@sarbatter, <a="" href="Marc.Weingarten" marc="">Amarc.Weingarten, Marc <a href="Marc.Weingarten">Amarc.Weingarten, David <a href="Marc.Weingarten">Cabavid.Rosewater@srz.com</a> &gt;; pharkins@dfking.com</a></igasthalter@sarbatter,></igasthalter@sardverb.com></igasthalter@sardverb.com></abehring@3g-capital.com;></rishi@tcifund.com></snehal@tcifund.com>
FROM	Weingarten, Marc <snehal@tcifund.com>; m&gt; Rishi Sunak  <rishi@tcifund.com>; Rishi@tcifund.com&gt;; Rishi@tcifund.com&gt;; Rishi@tcifund.com&gt;; Rainchini, Maria Gabriele  <mariagabriela.bianchin rz.com="">; Rosewater, Dav  <david.rosewater@srz></david.rosewater@srz></mariagabriela.bianchin></rishi@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	1/21/2008	1/22/2008
TYPE OF DOCUMENT	Email	Email
BATES NO.	Withheld	Withheld
NO.	2857	2858

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC AC
DESCRIPTION	Letter to the House of Representatives re. Transportation Infrastructure.	marc.weingarten@srz.com;   Email re. hearing preparation. David.Rosewater@srz.com;   MariaGabriela.Bianchini@sr z.com;   pharkins@dfking.com;   GSard@SARDVERB.com;   igasthalter@SARDVERB.com   m
၁၁	marc.weingarten@srz.com; Letter to the House of Rosewater, David Representatives re. The Abavid. Maria Gabriela Gabriela Bianchini@srz.com; George Sard Ge	marc.weingarten@srz.com; David.Rosewater@srz.com; MariaGabriela.Bianchini@sr z.com; pharkins@dfking.com; GSard@SARDVERB.com; igasthalter@SARDVERB.co m
ОТ	Sam Whitehorn  - cswhitehorn@mcbeestrategi Rosewater, David - c.com>; Rob Chamberlin - Rain-Chamberlin@mcbeestrate   m>; Bianchini, Maria   - Gabriela   cabriela   - MariaGabriela.Bian   - ST.com>;   - Pharkins@dfking.con   - George Sard   - Caard@SARDVER   - Conathan Gasthalt   - Com>   - Conathan Gasthalt   - Com>   - Conathan Gasthalt   - Com>   - Comp   - C	Sam Whitehorn Sam Whitehorn Sam Whitehorn Sakhitehorn@mcbeestrate   <snehal@tcifund.com>; Rob David.Rosewater@srz.com; Chamberlin gic.com&gt;   MariaGabriela.Bianchini@sr   AcRchamberlin@mcbeestrate   z.com; gic.com&gt;   Gsard@SARDVERB.com; jgasthalter@SARDVERB.com;  </snehal@tcifund.com>
FROM	Snehal@tcifund.com>	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 
DATE	1/22/2008	1/22/2008
TYPE OF DOCUMENT	Email	Email
BATES NO.	Withheld	Withheld
NO.	2859	2861

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE		AC	AC	AC	WP
DESCRIPTION	marc.weingarten@srz.com; Email re. hearing preparation. Rosewater, David <pre>cDavid.Rosewater@srz.co m&gt;; Bianchini, Maria Gabriela </pre> <pre>cMariaGabriela.Bianchini@ srz.com&gt;; pharkins@dfking.com; George Sard GSard@SARDVERB.com <pre>cGsard@SARDVERB. </pre> <pre>cJasthalter@SARDVERB. </pre></pre>	Information on SEC document request.	Information on SEC document request.	Information on SEC document request.	CSX 13D
၁၁	marc.weingarten@srz.com; Rosewater, David <david.rosewater@srz.co m="">; Bianchini, Maria Gabriela ; pharkins@dfking.com; George Sard ; Jonathan Gasthalter </david.rosewater@srz.co>	Sjoblom, Thomas V. Informat <tsjoblom@proskauer.com request.<br="">&gt;</tsjoblom@proskauer.com>			
10	Sam Whitehorn   Snehal Amin   marc.weingarten@sr   <pre>cswhitehorn@mcbeestrate   cSnehal@tcifund.com&gt;; Rob   Rosewater, David  </pre>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Perrell, Jacqueline  jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	<mo;< th=""><th>Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com=""></mariagabriela.bianchini@></th></mo;<>	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com=""></mariagabriela.bianchini@>
DATE	1/22/2008	1/22/2008	1/22/2008	1/22/2008	1/22/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2862 1	2863	2864	2865	2866

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC
DESCRIPTION	Attorney client communication re: CSX Amendment to Bylaws	Attorney client communication re: CSX beat estimates
၁၁	Rishi@tcifund.com>	Rishi@tcifund.com>
10	Weingarten, Marc  AMarc. Weingarten@srz.com  Rishi@tcifund.com>;  Rishi@tcifund.com>;  Bianchini, Maria Gabriela  AMariaGabriela.Bianchini@s  rz.com>; Rosewater, David  CDavid.Rosewater@srz.com	Alex Behring <abehring@3g-rishi capital.com="" sunak="">; dschwartz@3g-Rishi@tcifund.com&gt; capital.com; George Sard <gsard@sardverb.com> ; Jonathan Gasthalter <jgasthalter@sardverb.c om="">; marc.weingarten@srz.com; Rosewater, David <david.rosewater@srz.com>; Bianchini, Maria Gabriela  <a href="https://dx.doi.org/d/d/action.com/">delight for the com//dispersion.com//dispersion.com//dispersion.com/</a> <a href="https://doi.org/">https://doi.org//dispersion.com/</a> <a href="https://doi.org/">https://doi.org/</a> <a href="https://doi.org/">https://doi.org/</a></david.rosewater@srz.com></jgasthalter@sardverb.c></gsard@sardverb.com></abehring@3g-rishi>
FROM	Snehal@tcifund.com>	Snehal@tcifund.com>
DATE	1/22/2008	1/22/2008
TYPE OF DOCUMENT	Email	Email
BATES NO.	Withheld	Withheld
NO.	2867	2868

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD	AC	AC/JD
DESCRIPTION	Attorney client communication re: CSX beat estimates	Attorney client communications re: CSX beat estimates	Email containing attorney client communications re: CSX beat estimates
၁၁	Rishi@tcifund.com>		
10	George Sard George Sard George Sard GeSard@SARDVERB.com Tz.com>; Snehal Amin Snehal@tifund.com>; Alex Behring <abehring@3g- capital.com="">; dschwartz@3g- capital.com; Jonathan Gasthalter Sasthalter Spasthalter@SARDVERB.c om&gt;; Weingarten, Marc Amarc.Weingarten@srz.com &gt;; Rosewater, David <a href="Page-2">Capital.com</a>; Shard.Reswater@srz.com &gt;; Rosewater, David <a href="Page-2">Capital.com</a>; Sharc.Weingarten &gt;; Rosewater, David <a href="Page-2">Capital.com</a>; Plankins@dfking.com; TCI <a href="Page-2">TCI@SARDVERB.com&gt;</a> &gt;; pharkins@dfking.com; TCI <a href="Page-2">TCI@SARDVERB.com&gt;</a></abehring@3g->	Bianchini, Maria Gabriela Weingarten, Marc <mariagabriela.bianchini@ <marc.weingarten@srz.com="" srz.com="">; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Rosewater, David <david.rosewater@srz.com> &gt; David.Rosewater@srz.com&gt;</david.rosewater@srz.com></rishi@tcifund.com></snehal@tcifund.com></mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com>; MariaGabriela.Bianchini@srz .com</snehal@tcifund.com>
FROM	George Sard <gsard@sardverb.com &gt;</gsard@sardverb.com 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 
DATE	1/22/2008	1/22/2008	1/22/2008
TYPE OF DOCUMENT		Email	Email
BATES NO.	Withheld	Withheld	Withheld
NO.	2869	2870	2871

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	Ω	Q		
B/A	ACJD	AC/JD	AC	AC
DESCRIPTION	Attorney client communications re: CSX beat estimates	Email containing attorney client communications re: CSX beat estimates	Attorney client communication re: CSX Amendment to Bylaws	Attorney client communication re: CSX Amendment to Bylaws
၁၁	Rishi@tcifund.com>		Rosewater, David  CDavid.Rosewater@srz.co m>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@>	Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co 
ТО	George Sard  GSard@SARDVERB.com> ; Bianchini, Maria Gabriela «MariaGabriela.Bianchini@s rz.com>; Alex Behring «abehring@3g-capital.com; donathan Gasthalter «igasthalter@SARDVERB.c om>; Weingarten, Marc «Marc. Weingarten, Marc «Marc. Weingarten, David >; Rosewater, David CDavid.Rosewater@srz.com >; pharkins@dfking.com; TCI «TCI@SARDVERB.com>	Snehal Amin snehal@tcifund.com>; MariaGabriela.Bianchini@srz .com	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Weingarten, Marc Rosewater, David <pre></pre> <pre>&lt;</pre>
FROM	Snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	1/22/2008	1/22/2008	1/22/2008	1/22/2008
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	2872	2873	2874	2875

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC	AC	AC	AC
DESCRIPTION	Attorney client communications re: TCI - SEC Inquiry	Attorney client communication re: , Amin Questionnaire Draft; Amin Questionnaire Draft attached	Inquiries re. subpoena.	Inquiries re. subpoena.	Inquiry about SEC document request.	Discussion of media strategy
၁၁	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 			Rachel Strege <a href="restrategic.c">rstrege@mcbeestrategic.c</a> om>; Steve McBee <a href="smcbee@mcbeestrategic.com&gt;; Jeff Markey">smcbeestrategic.com&gt;; Jeff Markey</a> <a href="mailto:smcbeestrategic.com&gt;">smcbeestrategic.com&gt;"&gt;smcbeestra</a>	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;; Hanks, Jonathan D. <jhanks@proskauer.com></jhanks@proskauer.com></tsjoblom@proskauer.com 	Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ </snehal@tcifund.com>
10	Perrell, Jacqueline <pre>cjperrell@proskauer.com&gt;; James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></james@tcifund.com></pre>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Sam Whitehorn <swhitehorn@mcbeestrategi c.com&gt;</swhitehorn@mcbeestrategi </snehal@tcifund.com>	Rob Chamberlin Rachel Strege <rchamberlin@mcbeestrate cic.com="">; Snehal Amin com&gt;; Steve McBee <snehal@tcifund.com> com&gt;; Jeff Markey cjmarkey@mcbeestrategic. com&gt;; Com&gt;; Com&gt; com&gt;; Com&gt; com&gt;; Com&gt; com&gt;; Steve McBee com&gt;; Steve M</snehal@tcifund.com></rchamberlin@mcbeestrate>	Rishi@tcifund.com>	Renee Soto <rsoto@sardverb.com></rsoto@sardverb.com>
FROM	Snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">; srz.com&gt; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.bianchini@>	Rob Chamberlin   Snehal Amin   CRchamberlin@mcbeestrat   CSnehal@tcifund.com>;   Sam Whitehorn   Cswhitehorn@mcbeestration   C.com>	Sam Whitehorn <a href="mailto:swhitehorn@mcbeestrate">swhitehorn@mcbeestrate</a> gic.com>	Perrell, Jacqueline Rishi Sunak <jperrell@proskauer.com> <rishi@tcifund.com></rishi@tcifund.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	1/22/2008	1/23/2008	1/23/2008	1/23/2008	1/23/2008	1/23/2008
TYPE OF DOCUMENT	Email	Email with attachment	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2876	2877	2878	2879	2880	2881

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

~						
BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	Discussion of media strategy	Discussion of media strategy	Discussion of media strategy	Discussion of media strategy	Discussion of media strategy	Attorney client communication re: alternate nominees
၁၁	Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com="">; Jonathan Gasthalter <jgasthalter@sardverb. com="">; Chris Kittredge <ckittredge@sardverb. com="">; Jared Levy <jlevy@sardverb.com></jlevy@sardverb.com></ckittredge@sardverb.></jgasthalter@sardverb.></mariagabriela.bianchini@></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Jonathan Gasthalter <jgasthalter@sardverb. com="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></jgasthalter@sardverb.>	Jonathan Gasthalter <jgasthalter@sardverb. com="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com="">; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.bianchini@></jgasthalter@sardverb.>	
10	Rishi@tcifund.com>	Renee Soto <rsoto@sardverb.com></rsoto@sardverb.com>	Rishi Sunak DVERB.com <rishi@tcifund.com></rishi@tcifund.com>	Rishi@tcifund.com>	Renee Soto <rsoto@sardverb.com></rsoto@sardverb.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Rishi Sunak <rsoto@sardverb.com rishi@tcifund.com=""  =""> &gt;</rsoto@sardverb.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Renee Soto <rsoto@sardverb.com &gt;</rsoto@sardverb.com 	Rishi Sunak <rsoto@sardverb.com< th=""><th>Rishi@tcifund.com&gt;</th><th>Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ </th></rsoto@sardverb.com<>	Rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	1/23/2008	1/23/2008	1/23/2008	1/23/2008	1/23/2008	1/23/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2882 N	2883	2884	2885	2886	2887

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC/WP	AC	AC
DESCRIPTION	Attorney client communication re: alternate nominees	Attorney client communication re: alternate nominees	Attorney client communication re: Second Supplemental Notice; Second Supplemental Notice attached	Discussions about congressional testimony.	Email chain re. discussions about congressional testimony.
၁၁					TCI@SARDVERB.com
10	Bianchini, Maria Gabriela KariaGabriela. Bianchini@s rz.com>; Rishi Sunak Kishi@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	Bianchini, Maria Gabriela <pre></pre>	swhitehorn@mcbeestrategic. com; Coom; GSard@SARDVERB.com; pharkins@dfking.com; marc.weingarten@srz.com	GSard@SARDVERB.com; Snehal Amin <snehal@tcifund.com>; swhitehorn@mcbeestrategic. com; Rchamberlin@mcbeestrategi c.com; marc.weingarten@srz.com</snehal@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Mishi Sunak">Siz.com&gt;</a> <a href="Mishi Sunak">Kishi Sunak</a> <a href="Mishi@tcifund.com">Kishi@tcifund.com&gt;</a>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>
DATE	1/23/2008	1/23/2008	1/23/2008	1/24/2008	1/24/2008
TYPE OF DOCUMENT	Email	Email	Email with attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2888	2889	2890	2891	2892

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

	BATES NO.	TYPE OF DOCUMENT	DATE	FROM	ТО	cc	DESCRIPTION	BASIS FOR PRIVILEGE
2893 7	Withheld	Email	1/24/2008	Rob Chamberlin Snehal Amin <rchamberlin@mcbeestrat <snehal@tcifund.com="">;  egic.com&gt;</rchamberlin@mcbeestrat>	Snehal Amin <snehal@tcifund.com>; Sam Whitehorn  <swhitehorn@mcbeestrategi c.com="">; GSard@SARDVERB.com; pharkins@dfking.com; marc.weingarten@srz.com</swhitehorn@mcbeestrategi></snehal@tcifund.com>		Inquiries re. hearing preparation.	AC
2894	Withheld	Email	1/24/2008	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	GSard@SARDVERB.com; Snehal Amin <snehal@tcifund.com>; Rob Chamberlin <rchamberlin@mcbeestrate gic.com="">; pharkins@dfking.com; marc.weingarten@srz.com</rchamberlin@mcbeestrate></snehal@tcifund.com>	TCI@SARDVERB.com	Inquiries re. hearing preparation.	AC
	Withheld	Email	1/24/2008	Rob Chamberlin	gi	TCI@SARDVERB.com	ion.	AC
2896	Withheld	Email	1/24/2008	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Inquiry about SEC document request.	AC
2898	Withheld	Email	1/24/2008	George Sard <gsard@sardverb.com <snehal@tcifund.com="">; swhitehorn@mcbeestrat com; Rchamberlin@mcbeestr c.com; pharkins@dfking.com; marc.weingarten@srz.cc</gsard@sardverb.com>	egic. ategi	TCI <tci@sardverb.com≻< td=""><td>Discussion of media strategy</td><td>AC</td></tci@sardverb.com≻<>	Discussion of media strategy	AC

Page 420

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC	AC	AC	AC
DESCRIPTION	Attorney client communications re: Notice and 13D Amendment; Attached are Notice and 13D Amendment	Attorney client privilege re: filing and AC work on comment letter	Attorney client privilege re: filing and AC work on comment letter	Attorney client communication re: filing and work on comment letter	Attorney client communication re: filing and work on comment letter	Attorney client privilege re: filing and AC work on comment letter
၁၁				Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	
ОТ	Snehal Amin	MariaGabriela. Bianchini@srz .com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz Snehal Amin .com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">; srz.com&gt; <a href="mailto:kishi">kishi</a> <a h<="" th=""><th>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></th><th>Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ </th><th>Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Mssnehal@tcifund.com">Srz.com</a> <a href="Msshi@tcifund.com">Rishi Sunak</a> <a href="Msshi@tcifund.com">CRishi@tcifund.com</a></th></a></mariagabriela.bianchini@>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Mssnehal@tcifund.com">Srz.com</a> <a href="Msshi@tcifund.com">Rishi Sunak</a> <a href="Msshi@tcifund.com">CRishi@tcifund.com</a>
DATE	1/24/2008	1/25/2008	1/25/2008	1/25/2008	1/25/2008	1/25/2008
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email	Email	Email
BATES NO.	Withheld	TCI0950725 - TCI0950727	TCI0950728 - TCI0950731	TCI0950732 - TCI0950735	TC10950736 - TC10950740	TC10962264 - TC10962266
NO.	2899	240	241	242	243	382

Page 421

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

NO. BATES NO. TIPE OF DOCUMENT	DOCUMENT		DAIE	Ž.	2	ی	DESCRIPTION	BASIS FOR PRIVILEGE
2900 Withheld Email 1/25/2008 Garvie, Pamela	1/25/2008		Garvie, Pa	ımela	Snehal Amin	O'Neil, Mike	Memo on congressional subpoena AC/WP	AC/WP
<a href="mailto:spamela.gg"><a <="" href="mailto:spamela.gg" td=""><td><a href="mailto:spamela.gg"><a <="" href="mailto:spamela.gg" td=""><td><a href="mailto:right"></a></td><td>&lt;</td><td>arvie@klgates.c</td><td><pre><pamela.garvie@klgates.c  <snehal@tcifund.com="">;</pamela.garvie@klgates.c></pre></td><td><mi><mike.oneil@klgates.com>; power.</mike.oneil@klgates.com></mi></td><td>power.</td><td></td></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></td></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>	<a href="mailto:spamela.gg"><a <="" href="mailto:spamela.gg" td=""><td><a href="mailto:right"></a></td><td>&lt;</td><td>arvie@klgates.c</td><td><pre><pamela.garvie@klgates.c  <snehal@tcifund.com="">;</pamela.garvie@klgates.c></pre></td><td><mi><mike.oneil@klgates.com>; power.</mike.oneil@klgates.com></mi></td><td>power.</td><td></td></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>	<a href="mailto:right"></a>	<	arvie@klgates.c	<pre><pamela.garvie@klgates.c  <snehal@tcifund.com="">;</pamela.garvie@klgates.c></pre>	<mi><mike.oneil@klgates.com>; power.</mike.oneil@klgates.com></mi>	power.	
<mo< td=""><td><mo< td=""><td><mo< td=""><td>om&gt;</td><td></td><td>mgb@srz.com</td><td>Hobbs, Tim</td><td></td><td></td></mo<></td></mo<></td></mo<>	<mo< td=""><td><mo< td=""><td>om&gt;</td><td></td><td>mgb@srz.com</td><td>Hobbs, Tim</td><td></td><td></td></mo<></td></mo<>	<mo< td=""><td>om&gt;</td><td></td><td>mgb@srz.com</td><td>Hobbs, Tim</td><td></td><td></td></mo<>	om>		mgb@srz.com	Hobbs, Tim		
						<tim.hobbs@klgates.com></tim.hobbs@klgates.com>		
2901 Withheld Email 1/25/2008 Snehal Amin	1/25/2008		Snehal Amin		swhitehorn@mcbeestrategic.	Rchamberlin@mcbeestrate	swhitehorn@mcbeestrategic. Rchamberlin@mcbeestrate   Email re. hearing preparations.	AC
-Snehal@tcifur	<snehal@tci< td=""><td><snehal@tci< td=""><td><snehal@tci< td=""><td>fund.com&gt;</td><td>com</td><td>gic.com</td><td></td><td></td></snehal@tci<></td></snehal@tci<></td></snehal@tci<>	<snehal@tci< td=""><td><snehal@tci< td=""><td>fund.com&gt;</td><td>com</td><td>gic.com</td><td></td><td></td></snehal@tci<></td></snehal@tci<>	<snehal@tci< td=""><td>fund.com&gt;</td><td>com</td><td>gic.com</td><td></td><td></td></snehal@tci<>	fund.com>	com	gic.com		
2902 Withheld Email   1/25/2008   Sam Whitehorn	1/25/2008		Sam Whiteh	orn	Snehal Amin	Rob Chamberlin	Email re. hearing preparations.	AC
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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD/WP		
DESCRIPTION	Attorney client communication re: AC CSX 13D, with letter to CSX and 13D draft attached	Attorney client privilege re: filing and AC work on comment letter	Email containing attorney client AC communication re: SEC document request
၁၁	Snehal Amin  -Snehal@tcifund.com>; Rishi Sunak -Rishi@tcifund.com>; Daniel Schwartz -dschwartz@3G- Capital.com>; Weingarten, Marc -Marc.Weingarten@srz.co m>; Rosewater, David -Cavid.Rosewater@srz.co m>; Henneberger, Rose M -c. henneberger, Rose M -c. henneberger, Rose M -c. honathan Gasthafter -j. George Sard -d. GSard@SARDVERB.com >; Goorge Sard -com>; Feter Harkins -com>; Peter Harkins -com>; Van Buren, William R., III -war Buren, William R., III -cwhartheborn@macheestrate gic.com>; Rob Chamberlin -Rechamberlin@mcbeestrate gic.com>; Rob Chamberlin -Rechamberlin@mcbeestrate		Hanks, Jonathan D. <jhanks@proskauer.com></jhanks@proskauer.com>
10	.co	ia Gabriela Snehal Amin a.Bianchini@ <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	Bianchini, Maria Gabriela Alex Behring eabehring@ <mariagabriela.bianchini@ capital.com="">; Chris Hohn srz.com&gt;  Chris@tcifund.com&gt;; glamphere@att.net; gman300772000@yahoo m; Timothy O'Toole <tto45@hotmail.com></tto45@hotmail.com></mariagabriela.bianchini@>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>
DATE	1/25/2008	1/25/2008	1/25/2008
TYPE OF DOCUMENT		Email	Email
BATES NO.	Withheld	Withheld	Withheld
NO.		2904	2905

Page 423

Filed 06/04/2008

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE							
DESCRIPTION	Attorney-client communication re: AC Securities Regulation Institute panel	Attorney client communication re: AC letter to CSX	Attorney client communication re: AC letter to CSX	Inquiry about SEC document AC request.	Attorney client communication re: AC executing broker agreement and CSX confirms	Email containing attorney client AC communication re: US disclosure requirements	Inquiry about SEC document AC request.
၁၁	Rishi@tcifund.com>					Peter Butler <pbutler@tcifund.com></pbutler@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
ТО	Snehal Amin <snehal@tcifund.com>; George Sard  <gsard@sardverb.com>; Jonathan Gasthalter  <jgasthalter@sardverb.c om="">; marc.weingarten@srz.com; Rosewater, David  <david.rosewater@srz.com>; Bianchini, Maria Gabriela  <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></david.rosewater@srz.com></jgasthalter@sardverb.c></gsard@sardverb.com></snehal@tcifund.com>	marc.weingarten@srz.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </jperrell@proskauer.com>
FROM	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rebecca Lock <rlock@tcifund.com></rlock@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Rishi Sunak ≺Rishi@tcifund.com>
DATE	1/29/2008	1/29/2008	1/29/2008	1/29/2008	1/30/2008	1/30/2008	1/30/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email
BATES NO.	TC10960272 - TC10960273	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	. 359	2911	2912	2913	2914	2915	2916

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Inquiry about SEC document A request.	Inquiry about SEC document A request.	Inquiry about SEC document A request.	Inquiry about SEC document A request.	Attorney client communication re: A executing broker agreement and CSX confirms	Attorney client communication re: A executing broker agreement and CSX confirms	communication re: ter agreement and	Email containing attorney client A communication re: US disclosure requirements
၁၁	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>					Peter Butler <pbutler@taifund.com></pbutler@taifund.com>
01	Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </rishi@tcifund.com>	jperrell@proskauer.com; Snehal Amin MariaGabriela.Bianchini@srz <snehal@tcifund.com>.com</snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; MariaGabriela. Bianchini@srz .com; Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@srz .com; Snehal Amin <snehal@tcifund.com>; Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com></snehal@tcifund.com></rishi@tcifund.com>	ia Gabriela Rebecca Lock la.Bianchini@ <rlock@tcifund.com></rlock@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rebecca Lock <rlock@tcifund.com></rlock@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>
FROM	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rebecca Lock <rlock@tcifund.com></rlock@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Angus Milne <angus@tcifund.com></angus@tcifund.com>
DATE	1/30/2008	1/30/2008	1/30/2008	1/30/2008	1/30/2008	1/30/2008	1/30/2008	1/30/2008
TYPE OF DOCUMENT	Email	Email	Email .	Email .	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2917	2918	2919	2920	2921	2922	2923	2924

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC
DESCRIPTION	TCI Operations Email containing attorney client / <tci communication="" disclosure="" operations@tcifund.co="" r<="" re:="" recommendation="" td="" us=""><td>ing attorney client in re: US disclosure</td><td>Tim Keough  <tim <tim@tcifund.com="" reough="">; Kenny communication re: US disclosure Graham  <kenny@ctifund.com>;  Angus Milne  <angus@ctifund.com>;  Peter Butler  <pbutler@tcifund.com>;  James Hawks  <james@ctifund.com>;  James@ctifund.com&gt;;  James@ctifund.com&gt;;  James@ctifund.com&gt;;</james@ctifund.com></pbutler@tcifund.com></angus@ctifund.com></kenny@ctifund.com></tim></td><td>Snehal Amin  Snehal Amin  Snehal@tcifund.com&gt;; Joe   Tim@tcifund.com&gt;; Kenny   Communication re: US disclosure   Academ   Communication re: US disclosure   Caraham   Cammunication re: US disclosure   Caraham   Cammunication re: US disclosure   Caraham   Caraham   Cammunication re: US disclosure   Caraham   Caraham</td></tci>	ing attorney client in re: US disclosure	Tim Keough <tim <tim@tcifund.com="" reough="">; Kenny communication re: US disclosure Graham  <kenny@ctifund.com>;  Angus Milne  <angus@ctifund.com>;  Peter Butler  <pbutler@tcifund.com>;  James Hawks  <james@ctifund.com>;  James@ctifund.com&gt;;  James@ctifund.com&gt;;  James@ctifund.com&gt;;</james@ctifund.com></pbutler@tcifund.com></angus@ctifund.com></kenny@ctifund.com></tim>	Snehal Amin  Snehal Amin  Snehal@tcifund.com>; Joe   Tim@tcifund.com>; Kenny   Communication re: US disclosure   Academ   Communication re: US disclosure   Caraham   Cammunication re: US disclosure   Caraham   Cammunication re: US disclosure   Caraham   Caraham   Cammunication re: US disclosure   Caraham   Caraham
၁၁	TCI Operations <tcioperations@tcifund.co m&gt;</tcioperations@tcifund.co 	Tim Keough <tim@lcifund.com>; Kenny Graham  <kenny@lcifund.com>; Snehal Amin  <snehal@lcifund.com>; Angus Milne <angus <angus="" mi<="" milne="" td=""><td>Tim Keough  <tim@tcifund.com>; Kenny Graham  <kenny@tcifund.com>;  Angus Milne  <angus@tcifund.com>;  Peter Butler  <pbutler@tcifund.com>;  James Hawks  <james@tcifund.com></james@tcifund.com></pbutler@tcifund.com></angus@tcifund.com></kenny@tcifund.com></tim@tcifund.com></td><td>Tim Keough  <tim@tcifund.com>; Kenny Graham  <kenny@tcifund.com>;  Angus Mine  <angus@tcifund.com>;  Peter Butler  <pbutler@tcifund.com>;  James Hawks  <james@tcifund.com></james@tcifund.com></pbutler@tcifund.com></angus@tcifund.com></kenny@tcifund.com></tim@tcifund.com></td></angus></snehal@lcifund.com></kenny@lcifund.com></tim@lcifund.com>	Tim Keough <tim@tcifund.com>; Kenny Graham  <kenny@tcifund.com>;  Angus Milne  <angus@tcifund.com>;  Peter Butler  <pbutler@tcifund.com>;  James Hawks  <james@tcifund.com></james@tcifund.com></pbutler@tcifund.com></angus@tcifund.com></kenny@tcifund.com></tim@tcifund.com>	Tim Keough <tim@tcifund.com>; Kenny Graham  <kenny@tcifund.com>;  Angus Mine  <angus@tcifund.com>;  Peter Butler  <pbutler@tcifund.com>;  James Hawks  <james@tcifund.com></james@tcifund.com></pbutler@tcifund.com></angus@tcifund.com></kenny@tcifund.com></tim@tcifund.com>
10	Sarah Collins <sarah2@tcifund.com></sarah2@tcifund.com>	Joe O'Flynn@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com>; Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></ghislaine@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Joe O'Flynn «JOFlynn@tcifund.com>
FROM	Rebecca Lock <rlock@tcifund.com></rlock@tcifund.com>	Ghislaine @toifund.com>	Snehal@tcifund.com>	Ghislaine@tcifund.com>
DATE	1/30/2008	1/30/2008	1/30/2008	1/30/2008
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	2925	2926	2927 /	2928

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/JD	AC/WP/JD	AC	WP
DESCRIPTION	Attorney client communication re: executing broker agreement and CSX confirms	Attorney client communication re: CSX shareholder list; Attached is CSX Registered List of Top 100	Attorney client communication re: Draft SEC comment response, with draft SEC response and 13D appendix attached	Inquiry about SEC document request.	Draft Whitepaper
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ТО	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin -Snehal@tcifund.com>; Rishi@tcifund.com>; Daniel -Rishi@tcifund.com>; Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin  -Snehal@tcifund.com>;  James Hawks  -James@tcifund.com>;  Rishi Sunak  -Rishi@tcifund.com>; Daniel Schwartz <dschwartz@3g- capital.com="">;  jarmbruster@kirkland.com;  jarmbruster@kirkland.com;  Weingarten, Marc  -Marc. Weingarten@srz.com &gt;; Rosewater, David  -David. Rosewater@srz.com &gt;; McCarty, Barry  -SBarry.McCarty@srz.com&gt;</dschwartz@3g->	Perrell, Jacqueline <pre>cjperrell@proskauer.com&gt;; MariaGabriela.Bianchini@srz .com</pre>	
FROM	Rebecca Lock <pre><rlock@tcifund.com></rlock@tcifund.com></pre>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">;  Rishi Sunak  <rishi@tcifund.com>; D Schwartz <dschwartz@? capital.com=""></dschwartz@?></rishi@tcifund.com></mariagabriela.bianchini@>	aria Gabriela ela.Bianchini@	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	The Children's Investment Fund Management (UK) LLP; 3G Capital Group
DATE	1/30/2008	1/31/2008	1/31/2008	1/31/2008	Feb-2008
TYPE OF DOCUMENT		Email with attachment	Email with attachments	Email	Slideshow
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	7929	2930		2932	2933

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	WP	WP	WP	WM	WP						
DESCRIPTION	Draft Whitepaper	Draft Whitepaper	Draft Whitepaper	Draft Whitepaper	Draft Whitepaper	Draft Whitepaper	Draft Whitepaper	Draft Whitepaper	Draft Whitepaper	Draft Whitepaper	Draft Whitepaper
သ											
ОТ											
FROM	The Children's Investment Fund Management (UK)	The Children's Investment Fund Management (UK) LLP: 3G Capital Group	The Children's Investment Fund Management (UK) LLP: 3G Capital Group	The Children's Investment Fund Management (UK) LLP: 3G Capital Group	The Children's Investment Fund Management (UK) LLP: 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group
DATE	Feb-2008	Feb-2008	Feb-2008	Feb-2008	Feb-2008	Feb-2008	Feb-2008	Feb-2008	Feb-2008	Feb-2008	Feb-2008
TYPE OF DOCUMENT	Slideshow	Slideshow	Slideshow	Slideshow	Slideshow	Slideshow	Slideshow	Slideshow	Slideshow	Slideshow	Slideshow
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
ON	2934 V	2935	2936	2937	2938	2939	2940	2941	2942	2943	2944

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	WP	WP	WP	WP	WP	AC	AC	AC	AC	AC
DESCRIPTION	Draft Whitepaper	Attorney client communication re: A 3G's emails on ALL's on board computer	Attorney client communication re: A 3G's emails on ALL's on board computer	Attorney client communication re: A 3G's emails on ALL's on board computer	Attorney client communication re: A 3G's emails on ALL's on board computer	Attorney client communication re: 36's emails on ALL's on board computer				
၁၁						Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 				
10						Rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	PROSKAUER Perrell, Jacqueline <ul><li><ul><li>Lperrell@proskauer.com&gt;</li></ul></li></ul>	PROSKAUER Perrell, Jacqueline <ul><li><ul><li>Lperrell@proskauer.com&gt;</li></ul></li></ul>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>
FROM	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	JPERRELL@PROSKAUER Perrell, Jacqueline .COM	JPERRELL@PROSKAUER .COM <"JPERRELL@PROSKAU ER.COM">	JPERRELL@PROSKAUER .COM <"JPERRELL@PROSKAU ER.COM">	JPERRELL@PROSKAUER Perrell, Jacqueline .COM <"JPERRELL@PROSKAU ER.COM">
DATE	Feb-2008	Feb-2008	Feb-2008	Feb-2008	Feb-2008	2/4/2008	2/4/2008	2/4/2008	2/4/2008	2/4/2008
TYPE OF DOCUMENT	Slideshow	Slideshow	Slideshow	Slideshow	Slideshow	Email with attachment	Email with attachment	Email with attachment	Email with attachment	Email with attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	TC10950837 - TC10950838	TC10950839 -	TC10950877 - TC10950916	TCI0950917 - TCI0950932	TC10950935 - TC10951028
NO.	2945	2946	2947	2948	2949	245	. 546	247	248	. 520

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC		AC	AC
DESCRIPTION	Attorney client communication re: 836's emails on ALL's on board computer	Attorney client communication re: 86's emails on ALL's on board computer	Inquiry about SEC document request.	Inquiry about SEC document / request.	Attorney client communication re: Assemails on ALL's on board computer	Attorney client communication re: 83's emails on ALL's on board computer		Attorney client communication re: CSX amended bylaw	Attorney client communication re: // CSX amended bylaw
၁၁			Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	tsjoblom@proskauer.com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>					
10	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	PROSKAUER Perrell, Jacqueline <jperrell@proskauer.com> @PROSKAU</jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	jperrell@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	MariaGabriela.Bianchini@srz .com	marc.weingarten@srz.com; David.Rosewater@srz.com; MariaGabriela.Bianchini@srz .com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	JPERRELL@PROSKAUER Perrell, Jacqueline .COM <jperrell@proskau ER.COM"&gt;</jperrell@proskau 	JPERRELL@PROSKAUER .COM <"JPERRELL@PROSKAU ER.COM">	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 
DATE	2/4/2008	2/4/2008	2/4/2008	2/4/2008	2/5/2008	2/5/2008	2/5/2008	2/6/2008	2/6/2008
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email	Email	Email with attachment	email		Email	Email
BATES NO.	TC10950973 - TC10951028	TCI0951013 - TCI0951028	Withheld	Withheld	TCI0950933 - TCI0951028	TC10951031 - TC10951032	TCI0951067 - TCI0951086	TC10951100 TC10951100	TCI0951101 - TCI0951104
NO.	251	252	2953	2954	249	253	254	255	256

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC	AC/WP	AC	AC
DESCRIPTION	Confidentiality Agreement Template.	Confidentiality Agreement Template.	Letter to SEC reg. document production.	Letter to SEC reg. document production.	Attorney client communication re: ACSX swap confirms	Attorney client communication re: A Letter to CSX board
၁၁	Snehal Amin «Snehal@tcifund.com»; Perrell, Jacqueline «jperrell@proskauer.com»	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></tsjoblom@proskauer.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 		
01	Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com>	Rishi Sunak <rishi@tcifund.com>; Sjoblom, Thomas V. <tsjoblom@proskauer.com></tsjoblom@proskauer.com></rishi@tcifund.com>	James Hawks <james@toifund.com></james@toifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Adrian Beattie cabeattie@tcifund.com>; Pritesh Parmar cPritesh@tcifund.com>; Sarah Collins cSarah2@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	auer.com>	Annie Nicholson <annie@tcifund.com></annie@tcifund.com>	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <msishi@tcifund.com="">; srz.com&gt;</mariagabriela.bianchini@>
DATE	2/6/2008	2/6/2008	2/6/2008	2/6/2008	2/7/2008	2/7/2008
TYPE OF DOCUMENT	Email	Email	Email	Email		email
BATES NO.	Withheld	Withheld	Withheld	Withheld	TCl0961076 -	TCI0961125 -
NO.	2955 \	2956	2957	2958	. 098	361

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	l					-		
BASIS FOR PRIVILEGE	AC	AC	AC	AC/WP	WP	WP	WP	AC/WP
DESCRIPTION	Email containing attorney client communication re: 13F disclosure	Letter to SEC reg. document production.	Letter to SEC regarding document production.	Letter to SEC regarding document production.	Draft letter to CSX Board.	Draft letter to CSX Board.	Draft letter to CSX Board.	Attorney client communication re: TCI Letter to CSX Bylaw Amendment, with a draft attached
သ	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>			Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 				Rishi Sunak <rishi@tcifund.com>; Weingarten, Marc <marc. m="" weingarten@srz.co="">; mgb@srz.com; pharkins@dfking.com; TCI <tci@sardverb.com></tci@sardverb.com></marc.></rishi@tcifund.com>
Ф	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»; mgb@srz.com	Perrell, Jacqueline <pre></pre>	Perrell, Jacqueline <pre>cjperrell@proskauer.com&gt;; MariaGabriela.Bianchini@srz .com</pre>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com>; MariaGabriela.Bianchini@srz.com</james@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	CSX Board of Directors	CSX Board of Directors	CSX Board of Directors	Snehal @tcifund.com>
FROM	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>			Snehal Amin	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 
DATE	2/7/2008	2/7/2008	2/7/2008	<i>2/7/2</i> 008	2/7/2008	2/7/2008	2/7/2008	<i>2/7/2</i> 008
TYPE OF DOCUMENT	Email with attachment	Email	Email	Email				
BATES NO.	Withheld	Withheld	Withheld	Withheld		Withheld		Withheld
ON	2959	7 7360	2961	2962	2963	- 1		2966

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	0	0	0	0
DESCRIPTION	Attorney client communication re: TCI Letter to CSX Bylaw Amendment	Attorney client communication re: AC TCI Letter to CSX Bylaw Amendment	Attorney client communication re: AC TCI Letter to CSX Bylaw Amendment	Attorney client communication re: AC TCI Letter to CSX Bylaw Amendment
၁၁	Rishi Sunak <rishi@tcifund.com>; Weingarten, Marc  <marc. m="" weingarten@srz.co="">; mgb@srz.com; pharkins@dfking.com; <tci@sardverb.com></tci@sardverb.com></marc.></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>;  Weingarten, Marc  <marc. m="" weingarten@srz.co="">; mgb@srz.com; TCl  <tcl@sardverb.com></tcl@sardverb.com></marc.></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Weingarten, Marc <marc. weingarten@srz.co<br="">m&gt;; mgb@srz.com; TCl <tcl@sardverb.com></tcl@sardverb.com></marc.></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>;  Weingarten, Marc  <marc. m="" weingarten@srz.co="">; TCI  <tci@sardverb.com>;  <tci@sardverb.com>;  <tci@sardverb.com>;  TO Bavid.Rosewater@srz.co m&gt;</tci@sardverb.com></tci@sardverb.com></tci@sardverb.com></marc.></rishi@tcifund.com>
10	Jonathan Gasthalter <pre>cigasthalter@SARDVERB.c</pre>	Snehal Amin Rishi Sunak <snehal@tcifund.com>;   Jonathan Gasthalter   <jgasthalter@sardverb.c m="">; mgb@srz.com; TCl   m&gt;; mgb@srz.com; TCl   TCl@SARDVERB.com&gt;</jgasthalter@sardverb.c></snehal@tcifund.com>	Peter Harkins (Rishi Sunak charkins@dfking.com>; cRishi@tcifund.com>; cSnehal Amin cSnehal@tcifund.com>; cSnehal@tcifund.com>; cMarc.Weingarten@srz.com casthalter com>; cTCl@SARDVERB.com> cTCl@SARDVERB.com>	B.C
FROM	Snehal@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Maggie Pisacane Peter Harkins <mpisacane@sardverb. <a="" href="https://www.com">com&gt; <a href="https://www.com">com&gt;</a> <a href="https://www.com">com</a> <a href="https://www.com">co</a></mpisacane@sardverb.>	Bianchini, Maria Gabriela Peter Harkins <mariagabriela.bianchini@ <pharkins@dfking.com="">; Src.com&gt; <pharkins@dfking.com>; Snehal Amin <snehal@tcifund.com>; Jonathan Gasthalter <jgasthalter@sardveri om=""></jgasthalter@sardveri></snehal@tcifund.com></pharkins@dfking.com></mariagabriela.bianchini@>
DATE	2/7/2008	2/7/2008	2/7/2008	2/7/2008
TYPE OF DOCUMENT	Email	Email	email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	2967	2968	2969	2970

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BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC/WP	AC/JD	AC
DESCRIPTION	Attorney client communication re:	Attorney client communication re:     TCI Letter to CSX Bylaw   Amendment, with draft attached	Attorney client communication re:     Letter to CSX Board, with letter attached	Attorney client communication re:   Letter to CSX board	Attorney client communication re:   Letter to CSX board
၁၁	Rishi Sunak <rishi@tcifund.com>;  Weingarten, Marc  <marc.weingarten@srz.co m="">; TCI  <tci@sardverb.com>;  Rosewater, David  <david.rosewater@srz.co m=""></david.rosewater@srz.co></tci@sardverb.com></marc.weingarten@srz.co></rishi@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m="">; Rosewater, David <david.rosewater@srz.co m="">; Peter Harkins <pharkins@dfking.com></pharkins@dfking.com></david.rosewater@srz.co></marc.weingarten@srz.co>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@sr z.com</rishi@tcifund.com>	
01	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@s< td=""> <rishi@tcifund.com>;   <pre>rz.com&gt;; Peter Harkins <pre></pre></pre></rishi@tcifund.com></mariagabriela.bianchini@s<>	Snehal Amin  Snehal@tcifund.com>; Rishi Sunak  Rishi@tcifund.com>; Renee Soto  RRSoto@SARDVERB.com>	Bianchini, Maria Gabriela Snehal Amin  Snehal Amin    MariaGabriela. Bianchini@s <snehal@tcifund.com>   rz.com&gt;; Renee Soto &lt; <rsoto@sardverb.com></rsoto@sardverb.com></snehal@tcifund.com>	garybb@nwa.com; glamphere@att.net; tto45@hotmail.com; abehring@3g-capital.com; dschwartz@3g-capital.com	Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@srz .com; RSoto@SARDVERB.com</rishi@tcifund.com>
FROM	Snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	2/7/2008	2/7/2008	2/7/2008	2/7/2008	2/7/2008
TYPE OF DOCUMENT	Email with attachment	Email with attachment	Email with attachment	email	email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2971	2972	2973	2974	2975

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP/JD	AC	AC	AC	AC
DESCRIPTION	Attorney client communication re: Letter to CSX board	Attorney client communication re: Letter to CSX board	igasthalter@SARDVERB.co Attorney client communication re:  Letter to CSX board	Attorney client communication re: Letter to CSX board	Email containing attorney client communication re: Letter to CSX board	igasthalter@SARDVERB.co Attorney client communication re:  Letter to CSX board
၁၁	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Rishi Sunak <rishi@tcifund.com>;  Weingarten, Marc  <marc.weingarten@srz.co m="">; Rosewater, David  <david.rosewater@srz.co m=""></david.rosewater@srz.co></marc.weingarten@srz.co></rishi@tcifund.com>		Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 		igasthalter@SARDVERB.co m
10	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@srz .com</rishi@tcifund.com></snehal@tcifund.com>	n; om	RSoto@SARDVERB.com; Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@srz .com</rishi@tcifund.com>	Snehal Amin  CSnehal@tcifund.com>; Rishi Sunak  Rishi@tcifund.com>; Rishi@tcifund.com>; MariaGabriela.Bianchini@srz	RSoto@SARDVERB.com	RSoto@SARDVERB.com; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Renee Soto <rsoto@sardverb.com <snehal@tcifund.com="">;  Rishi Sunak  <rishi@tcifund.com>;  Rishi@tcifund.com&gt;;  RishiaGabriela.Bianchinii.com</rishi@tcifund.com></rsoto@sardverb.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@toifund.com="">; srz.com&gt; garybb@nwa.com; glamphere@att.net; tto45@hotmail.com; abehring@3g-capital.cot dschwartz@3g-capital.cot</mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Renee Soto <rsoto@sardverb.com &gt;</rsoto@sardverb.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela RSoto@SAR <mariagabriela.bianchini@ amin="" snehal="" srz.com=""> Rishi Sunak <rishi@tcifu< th=""></rishi@tcifu<></mariagabriela.bianchini@>
DATE	2/7/2008	2/7/2008	2/7/2008	2/7/2008	2/7/2008	2/7/2008
TYPE OF DOCUMENT	email	email	email	email	email	email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2976	2977	2978	2979	2980	2981

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

FOR						
BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC/WP	AC/WP
DESCRIPTION	Email containing attorney client communication re: 13F disclosure	Ghislaine Couvillat Email containing attorney client <ghislaine@tcifund.com>; communication re: 13F disclosure Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></ghislaine@tcifund.com>	Email containing attorney client communication re: 13F disclosure	Email containing attorney client communication re: 13F disclosure	Nightingale, Charles Rajashekara, Sumithra Email containing attorney client <charles.nightingale@srz.co 13f="" <sumithra.rajashekara@sr="" communication="" disclosure="" re:="" z.com="">; Peter Butler <pbutler@tcifund.com>; Angus Milne <angus@tcifund.com></angus@tcifund.com></pbutler@tcifund.com></charles.nightingale@srz.co>	Email containing attorney client communication re: 13F disclosure
၁၁	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></ghislaine@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Angus Milne <angus@tcifund.com>; Peter Butler <pbutler@tcifund.com></pbutler@tcifund.com></angus@tcifund.com>	Rajashekara, Sumithra <sumithra.rajashekara@sr z.com&gt;; Peter Butler <pbutler@tcifund.com>; Angus Milne <angus@tcifund.com></angus@tcifund.com></pbutler@tcifund.com></sumithra.rajashekara@sr 	
10	Angus Milne <angus@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></angus@tcifund.com>	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Angus Milne <angus@tcifund.com>; Snehal Amin <snehal@tcifund.com>; mgb@srz.com</snehal@tcifund.com></angus@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Nightingale, Charles <charles.nightingale@srz.co m&gt;</charles.nightingale@srz.co 	Peter Butler <pbutler@tcifund.com></pbutler@tcifund.com>
FROM	Bianchini, Maria Gabriela Angus Milne <mariagabriela.bianchini@ <angus@tcifund.com="">; Srz.com&gt; <snehal <snehal@tcifund.com="" amin="">; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal></mariagabriela.bianchini@>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Angus Milne <angus@tcifund.com></angus@tcifund.com>
DATE	2/7/2008	2/8/2008	2/8/2008	2/8/2008	2/8/2008	2/8/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email with attachments	email with attachments
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2982	2983	2984	2985	2986	2987

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

		ı		
BASIS FOR PRIVILEGE	AC/WP/JD			AC.
DESCRIPTION	Attorney client communication re: revised SEC letter, with revised SEC letter attached	Attorney-client communications re: Whitepaper presentation	Attorney-client communications re: Whitepaper presentation	Email and attachment re. CSX shareholders.
၁၁		mgb@srz.com	mgb@srz.com	
ТО	a Gabriela Snehal Amin .Bianchini@ <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Daniel Schwartz <dschwartz@3g- capital.com="">; bpiquet@3G- Capital.com; Rosewater, David    </dschwartz@3g-></rishi@tcifund.com></snehal@tcifund.com>	dschwartz@3g-capital.com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin -snehal@tcifund.com>; MariaGabriela.Bianchini@srz .com; gsard@sardverb.com; Marc.weingarten@srz.com; david.rosewater@srz.com; Alan Oshiki -aoshiki@broadgate.com>; Peter Harkins Apharkins@dfking.com>; Margaret Draper -cmdraper@broadgate.com>
FROM	Bianchini, Maria Gabriela «MariaGabriela.Bianchini@ srz.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	ybroadgate.co
DATE	2/9/2008	2/10/2008	2/10/2008	2/11/2008
TYPE OF DOCUMENT	Email with attachment			Email and attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	2988	2989	2990	2991

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

ᄶᆅ										
BASIS FOR PRIVILEGE	AC	AC			AC	AC	AC	AC/WP	AC	AC
DESCRIPTION	Email and attachment re. CSX shareholders.	Email re. CSX shareholders.	Attorney-client communications re: Whitepaper presentation	Attorney-client communications re: Whitepaper presentation	Letter to SEC regarding document production.	MariaGabriela.Bianchini@srlLetter to SEC regarding document z.com	Letter to SEC regarding document production.	Letter to SEC regarding document AC/WP production.	Letter to SEC regarding document production.	SEC document request.
၁၁					Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	MariaGabriela.Bianchini@sr z.com			James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></snehal@tcifund.com></james@tcifund.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <a><a><a><a><a><a><a><a><a><a><a><a><a>&lt;</a></a></a></a></a></a></a></a></a></a></a></a></a>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com></james@tcifund.com>
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>
DATE	2/11/2008	2/11/2008	2/11/2008	2/11/2008	2/11/2008	2/11/2008	2/11/2008	2/11/2008	2/11/2008	2/11/2008
TYPE OF DOCUMENT	Email and attachment	Email			Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	2992	2993	2994	2995	2996	2997	2998	2999	3000	3001

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	WP	WP	AC/WP	AC/WP	AC	AC	AC
DESCRIPTION	Draft letter to SEC.	Draft letter to SEC.	Attorney communication re: SEC production	Attorney communication re: SEC production	Attorney communication re: SEC production	Attorney communication re: SEC production	Attorney communication re: 13F disclosure
ဌ			Sjoblom, Thomas V. Attorney α <tsjoblom@proskauer.com production=""></tsjoblom@proskauer.com>		Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
ΟŢ	Paul W. Ryan	Paul W. Ryan	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Perrell, Jacqueline <pre></pre> <pre></pre> <pre><pre>ciperrell@proskauer.com&gt;; Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com></pre></pre>	James Hawks <james@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com></james@tcifund.com>	Ghislaine Couvillat  Chislaine@tcifund.com>; Peter Butler <pbutler@tcifund.com>; Angus Milne  <angus@tcifund.com></angus@tcifund.com></pbutler@tcifund.com>
FROM	Thomas A. Sjoblom, Proskauer Rose	Thomas A. Sjoblom, Proskauer Rose	ueline oskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Nightingale, Charles <charles.nightingale@srz. com&gt;</charles.nightingale@srz. 
DATE	2/11/2008	2/11/2008	2/11/2008	2/11/2008	2/11/2008	2/11/2008	2/11/2008
TYPE OF DOCUMENT	Letter	Draft Letter	Email with attachment	Email with attachment	Email with attachment	Email with attachment	Email with attachments
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3005	3003	1 1	3005	3006	3007	3008

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC/WP/JD	AC/WP/JD	AC/WP	AC/WP	AC/WP/JD
DESCRIPTION	Email re. roadshow	Email re. CSX shareholders.	Email and attachment re. operations presentation.	Email and attachment re. operations presentation.	Email and attachment re. TCI Master Fund's corporate and legal structure.	Email and attachment containing attorney-client communication reoperations presentation.	Email and attachment re. SEC inquiry.
၁၁			Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 			Weingarten, Marc <marc.weingarten@srz.co m&gt;; Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co </marc.weingarten@srz.co 
10	Snehal Amin  -snehal@tcifund.com>; MariaGabriela.Bianchini@srz .com; gsard@sardverb.com; Marc.weingarten@srz.com; david.rosewater@srz.com; Alan Oshiki -soshiki@broadgate.com>; Peter Harkins -spharkins@dfking.com>; Margaret Draper -cmdraper@broadgate.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; dschwartz@3g-capital.com</rishi@tcifund.com></snehal@tcifund.com>
FROM	Alexander Leventhal <aleventhal@broadgate.co m&gt;</aleventhal@broadgate.co 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Dwain Davis <dwain@tcifund.com></dwain@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">; srz.com&gt;  Rishi Sunak  <rishi@tcifund.com>; dschwartz@3g-capital.o</rishi@tcifund.com></mariagabriela.bianchini@>
DATE	2/12/2008	2/12/2008	2/12/2008	2/12/2008	2/13/2008	2/13/2008	2/13/2008
TYPE OF DOCUMENT	Email	Email	Email and attachment	Email and attachment	Letter	Email and attachment	Email and attachment
BATES NO.	TC10952172 - TC10952174	Withheld	Withheld	Withheld	TC10952207 - TC10952217	Withheld	Withheld
NO.	258	3009	3010	3011	528	3012	3013

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BASIS FOR PRIVILEGE	AC/WP/JD	AC/WP/JD	AC/JD	AC/JD	AC	AC	AC
DESCRIPTION	Email and attachment re. SEC inquiry.	Email and attachment re. SEC inquiry.	Comments on SEC filing.	MariaGabriela. Bianchini@srz   marc.weingarten@srz.com;       Discussions of swap positions.         .com; Rishi Sunak       David.Rosewater@srz.com <rishi@tcifund.com>;       dschwartz@3g-capital.com</rishi@tcifund.com>	Email contains attorney-client communication re. CSX press release.	Email re. CSX press release.	Email and containing attorney-client AC communication re. CSX press release.
၁၁	Weingarten, Marc <marc. m="" weingarten@srz.co="">; Rosewater, David <david.rosewater@srz.co m=""></david.rosewater@srz.co></marc.>	Weingarten, Marc <marc. m="" weingarten@srz.co="">; Rosewater, David <david.rosewater@srz.co< td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>marc.weingarten@srz.com; David.Rosewater@srz.com</td><td></td><td>TCI <tci@sardverb.com></tci@sardverb.com></td><td></td></david.rosewater@srz.co<></marc.>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	marc.weingarten@srz.com; David.Rosewater@srz.com		TCI <tci@sardverb.com></tci@sardverb.com>	
ТО	Bianchini, Maria Gabriela Weingarten, Marc  Meingarten, Marc <marcabariela. bianchini@s<="" td=""> <marc. td="" weingarten@srz.co<="">   rz.com&gt;; Rishi Sunak m&gt;; Rosewater, David   <rishi@tcifund.com>; <david.rosewater@srz.co< td="">   dschwartz@3g-capital.com m&gt;</david.rosewater@srz.co<></rishi@tcifund.com></marc.></marcabariela.>		Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	MariaGabriela. Bianchini@srz .com; Rishi Sunak <rishi@tcifund.com>; dschwartz@3g-capital.com</rishi@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin  -Snehal@tcifund.com>;  Rishi Sunak -Rishi@tcifund.com>;  david.rosewater@srz.com;  mgb@srz.com;  rchamberlin@mcbeestrategi c.com;  swhitehorn@mcbeestrategic. com;  swhitehorn@mcbeestrategic. om; dschwartz@3g- capital.com; Peter Harkins -cpharkins@dfking.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb.com></jgasthalter@sardverb.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	2/13/2008	2/13/2008	2/13/2008	2/13/2008	2/14/2008	2/14/2008	2/14/2008
TYPE OF DOCUMENT	Email and attachment	Email and attachment	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	TCI0952287 -    TCI0952292	Withheld	Withheld
NO.	3014	3015	3016	3017	260	3018	3019

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC	AC
DESCRIPTION	Email and containing attorney-client AC communication re. CSX press release.	Email and attachment re. SEC inquiry.	Email contains attorney-client communication re. CSX press release.	Email and attachments re. TCI-CSX AC website.
၁၁				TCI <tci@sardverb.com> website.</tci@sardverb.com>
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	a Gabriela James Hawks .Bianchini@ <james@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; mab@srz.com</rishi@tcifund.com></snehal@tcifund.com>
FROM	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Bianchini, Maria Gabriela James Hawks James@tcifu srz.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Renee Soto   Snehal Amin   -RSoto@SARDVERB.com   Snehal@tcifund.com>;     Rishi Sunak     Rishi@tcifund.com>;     mab@srz.com
DATE	2/14/2008	2/14/2008	2/14/2008	2/14/2008
TYPE OF DOCUMENT	Email	Email and attachment	Email	Email and attachment
BATES NO.	3020 Withheld	3021 Withheld	3022 Withheld	Withheld
NO.	3020	3021	3022	3023

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP/JD	AC/WP
DESCRIPTION	Email and attachment re. draft proxy.	Email and attachment re. draft proxy.
၁၁	Weingarten, Marc <marc.weingarten@srz.co m&gt;; Rosewater@srz.co m&gt;</marc.weingarten@srz.co 	
ТО	aniel 3G- and om> com> com> com trate trate	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>
FROM	Bianchini, Maria Gabriela  -Snehal@tcifund.com>; srz.com> Rishi@tcifund.com>; D Schwartz <dschwartz@? capital.com="">; George S; capital.com&gt;; Rene Soto Peter Harkins Peter Harkins Peter Harkins Peter Harkins Peter Harkins Peter Harkins -RSoto@SARDVERB.com&gt; Richard H. Grubaugh -RGRUBAUGH@dfking -RGRUBA</dschwartz@?>	Bianchini, Maria Gabriela James Hawks <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="MariaGabriela.Bianchini">James Hawks</a> <a href="MariaGabriela.Bianchini">MariaGabriela.Bianchini</a> <a href="MariaGabriela.Bianchini">Snehal Amin</a> <a href="MariaGabriela.Bianchini">Snehal Bianchini</a> <a href="MariaGabriela.Bianchini">Snehal Bianchini</a> <a href="MariaGabriela.Bianchini">Snehal Bianchini</a> <a href="MariaGabriela.Bianchini">MariaGabriela.Bianchini</a>

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP/JD	AC/WP			AC/WP	AC	AC	AC
DESCRIPTION	Email and attachment re. SEC inquiry.	Email chain and attachment re. SEC inquiry.	MariaGabriela.Bianchini@sr Attorney-client communications re: z.com Whitepaper presentation	MariaGabriela.Bianchini@sr Attorney-client communications re: z.com; Snehal Amin Whitepaper presentation <snehal@tcifund.com></snehal@tcifund.com>	Discussions about the STB procedure.	SEC document request.	SEC document request.	Draft of proxy statement.
၁၁	Snehal Amin  Snehal@tcifund.com>; Daniel Schwartz <dschwartz@3g- capital.com="">; Rishi Sunak  <rishi@tcifund.com>; Weingarten, Marc  <marc.weingarten@srz.co m="">; Rosewater, David  <david.rosewater@srz.co m=""></david.rosewater@srz.co></marc.weingarten@srz.co></rishi@tcifund.com></dschwartz@3g->		MariaGabriela.Bianchini@sr z.com	MariaGabriela.Bianchini@sr z.com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Garvie, Pamela Discussion <pamela.garvie@klgates.co procedure.<br="">m&gt;</pamela.garvie@klgates.co>	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 		
01	Alex Behring <abehring@3g- amin="" capital.com="" snehal="">; Chris Hohn</abehring@3g->	Anna Lord <anna@tcifund.com></anna@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	dschwartz@3g-capital.com	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	
FROM	Bianchini, Maria Gabriela Alex Behring <abbr></abbr> babariela.Bianchini@ <a href="mailto:com">capital.com</a> ; Chris@tcifund.com; glamphere@att.net; gman900772000@yahoo <a href="mailto:com">ctto45@hotmail.com</a>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Fishman, Edward <ed.fishman@klgates.com &gt;</ed.fishman@klgates.com 	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	
DATE	2/14/2008	2/14/2008	2/14/2008	2/14/2008	2/14/2008	2/14/2008	2/14/2008	2/14/2008
TYPE OF DOCUMENT	ettachment	Email and attachment			Email	Email	Email	Draft Proxy Statement
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3026	3027	3028	3029	3030	3031	3032	3033

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

с ш			
BASIS FOR PRIVILEGE	AC/WP	AC/WP/JD	AC
DESCRIPTION	Email chain and attachment re. SEC inquiry.	Email and attachments re. operations presentation.	Email re. CSX record date.
၁၁		Bianchini, Maria Gabriela   Email and attachments r <mariagabriela.bianchini@ operations="" presentation.<="" th=""><th>Bianchini, Maria Gabriela <a href="MariaGabriela">MariaGabriela</a> <a href="MariaGabriela">MariaGabriela</a> <a href="MariaGabriela">MariaMariaGabriela</a> <a href="MariaGabriel">MariaGabriela</a> <a href="MariaGabriel">MariaGabriela</a> <a href="MariaGabriel">MariaGabriela</a> <a href="Mariagarten">MariaGabriela</a> <a href="Mariagarten">Mariagarten</a> <a h<="" th=""></a></th></mariagabriela.bianchini@>	Bianchini, Maria Gabriela <a href="MariaGabriela">MariaGabriela</a> <a href="MariaGabriela">MariaGabriela</a> <a href="MariaGabriela">MariaMariaGabriela</a> <a href="MariaGabriel">MariaGabriela</a> <a href="MariaGabriel">MariaGabriela</a> <a href="MariaGabriel">MariaGabriela</a> <a href="Mariagarten">MariaGabriela</a> <a href="Mariagarten">Mariagarten</a> <a h<="" th=""></a>
10	Anna Lord <anna@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </anna@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Snehal@tcifund.com>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Peter Harkins @dfking.com>
DATE	2/15/2008	2/15/2008	2/15/2008
TYPE OF DOCUMENT	Email and attachment	Email and attachment	Email
BATES NO.	Withheld	Withheld	Withheld
NO.	3034	3035	3036

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	
BASI	AC
DESCRIPTION	Email re. CSX record date.
၁၁	Bianchini, Maria Gabriela «Maria Gabriela Maria Gabriela Bianchini@ srz.com»; Rosewater, David «David. Rosewater@srz.co m»; Weingarten, Marc Marc. Weingarten, Marc Kishi @tcifund.com»; Daniel Schwartz Gaschwartz capital.com»; Jonathan Gasthalter Schwartz Stowartz Schwartz Schwartz Schwartz Capital.com»; Jonathan Gasthalter Stowartz Stowarts St
ТО	Peter Harkins <pre>cpharkins@dfking.com&gt;; Snehal@tcifund.com&gt;</pre>
FROM	George Sard George Sard Spharkins@dfking.com>; Snehal Amin Snehal@tcifund.com>
DATE	2/15/2008
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	3037

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	YC
DESCRIPTION	Email re. CSX record date.
၁၁	Bianchini, Maria Gabriela  AMaria Gabriela Bianchini@ srz.com>; Rosewater,
ТО	George Sard  George Sard  GSard@SARDVERB.com>; Rosewater, Snehal@tcifund.com>  -David Rosewater@srz.co  -David Rosewater@srz.co
FROM	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>
DATE	2/15/2008
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	3038

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC
DESCRIPTION	Email re. CSX record date.
၁၁	MariaGabriela.Bianchini@sr Email re. CSX record date. z.com; David.Rosewater@srz.com; marc.weingarten@srz.com; Rishi Sunak <rishi@tcifund.com>; gasthalter@SARDVERB.com; Igasthalter@SARDVERB.com; RGRUBAUGH@dfking.com; RRCOMBAUGH@dfking.com; swhitehom@mcbeestrategi c.com c.com</rishi@tcifund.com>
ТО	pharkins@dfking.com; GSard@SARDVERB.com
FROM	Snehal @tcifund.com>
DATE	2/15/2008
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
ON.	3039

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC/JD	AC/JD	AC/JD
DESCRIPTION	Email re. CSX record date.	Email contains attorney-client communication re. CSX record date.	Email contains attorney-client communication re. CSX record date.	Discussions re. SEC filing.	Email chain re. SEC filing.	Email chain re. SEC filing.
၁၁	MariaGabriela.Bianchini@sr Email re. CSX record date. z.com; David.Rosewater@srz.com; marc.weingarten@srz.com; Rishi Sunak <rishi@tcifund.com>; dschwartz@3g-capital.com; igasthalter@SARDVERB.co m; RSoto@SARDVERB.com; Richard H. Grubaugh <rgrubaugh@dfking.co m="">; m&gt;; m&gt;; swhitehom@mcbeestrate gic.com; swhitehom@mcbeestrategi</rgrubaugh@dfking.co></rishi@tcifund.com>					
01	Snehal Amin <snehal@tcifund.com>; GSard@SARDVERB.com</snehal@tcifund.com>	pharkins@dfking.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz.com; dschwartz@3g-capital.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 
DATE	2/15/2008	2/15/2008	2/15/2008	2/15/2008	2/15/2008	2/15/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3040	3041	3042	3043	3044	3045

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BASIS FOR PRIVILEGE	AC/JD	AC/JD	AC/JD	AC/WP/JD	AC/WP/JD		AC	AC
DESCRIPTION	Email chain re. SEC filing.	Email chain re. SEC filing.	Email chain re. SEC filing.	Whitepaper Presentation.	Whitepaper Presentation.	Inquiries re. 13F filing.	Email chain re. 13F filing.	Email chain re. 13F filing.
၁၁				Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Mary Ellen Goodall <mgoodall@dfking.com>; Jordan Kovler <jkovler@dfking.com></jkovler@dfking.com></mgoodall@dfking.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Mary Ellen Goodall <mgoodall@dfking.com>; Jordan Kovler <jkovler@dfking.com></jkovler@dfking.com></mgoodall@dfking.com></snehal@tcifund.com>
01	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	dschwartz@3g-capital.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	dschwartz@3g-capital.com; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin «Snehal@tcifund.com»; dschwartz@3g-capital.com; Bianchini, Maria Gabriela «MariaGabriela.Bianchini@s rz.com»	pharkins@dfking.com	Rishi@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>
FROM	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	2/15/2008	2/15/2008	2/15/2008	2/15/2008	2/15/2008	2/15/2008	2/15/2008	2/15/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
Ö	3046	3047	3048	3049	3050	3051	3052	3053 \

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	0	0	0	0		0	()		
DESCRIPTION	Document review update. AC	Email chain re. document review AC update.	Email chain re. document review AC update.	Email chain re. document review AC update.	Email chain re. document review AC update.	Email chain re. document review AC update.	Email chain re. document review AC update.	Email chain re. document review AC update.	Email chain re. document review AC update.
၁၁	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sjoblom, Thomas V. Email o <tsjoblom@proskauer.com td="" update.<=""><td>Sjoblom, Thomas V. Email o <tsjoblom@proskauer.com td="" update.<=""><td>tsjoblom@proskauer.com Em</td><td>Sjoblom, Thomas V. <tsjoblom@proskauer.com td="" up.<=""  =""><td>tsjoblom@proskauer.com Em</td><td>Sjoblom, Thomas V. <tsjoblom@proskauer.com td="" upr<=""  =""><td>L h</td><td>Sjoblom, Thomas V. <tsjoblom@proskauer.com upp=""></tsjoblom@proskauer.com></td></tsjoblom@proskauer.com></td></tsjoblom@proskauer.com></td></tsjoblom@proskauer.com></td></tsjoblom@proskauer.com>	Sjoblom, Thomas V. Email o <tsjoblom@proskauer.com td="" update.<=""><td>tsjoblom@proskauer.com Em</td><td>Sjoblom, Thomas V. <tsjoblom@proskauer.com td="" up.<=""  =""><td>tsjoblom@proskauer.com Em</td><td>Sjoblom, Thomas V. <tsjoblom@proskauer.com td="" upr<=""  =""><td>L h</td><td>Sjoblom, Thomas V. <tsjoblom@proskauer.com upp=""></tsjoblom@proskauer.com></td></tsjoblom@proskauer.com></td></tsjoblom@proskauer.com></td></tsjoblom@proskauer.com>	tsjoblom@proskauer.com Em	Sjoblom, Thomas V. <tsjoblom@proskauer.com td="" up.<=""  =""><td>tsjoblom@proskauer.com Em</td><td>Sjoblom, Thomas V. <tsjoblom@proskauer.com td="" upr<=""  =""><td>L h</td><td>Sjoblom, Thomas V. <tsjoblom@proskauer.com upp=""></tsjoblom@proskauer.com></td></tsjoblom@proskauer.com></td></tsjoblom@proskauer.com>	tsjoblom@proskauer.com Em	Sjoblom, Thomas V. <tsjoblom@proskauer.com td="" upr<=""  =""><td>L h</td><td>Sjoblom, Thomas V. <tsjoblom@proskauer.com upp=""></tsjoblom@proskauer.com></td></tsjoblom@proskauer.com>	L h	Sjoblom, Thomas V. <tsjoblom@proskauer.com upp=""></tsjoblom@proskauer.com>
ТО	Perrell, Jacqueline <pre>cjperrell@proskauer.com&gt;; Sjoblom, Thomas V.</pre> <tsjoblom@proskauer.com></tsjoblom@proskauer.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	, E	Rishi Sunak <rishi@tcifund.com>; jperrell@proskauer.com</rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	jperrell@proskauer.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Perrell, Jacqueline <pre>siperrell@proskauer.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></pre>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	2/15/2008	2/15/2008	2/15/2008	2/15/2008	2/15/2008	2/15/2008	2/15/2008	2/15/2008	2/15/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email .	Email	Email :	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3054 \	3055	3056	1908	3058	ا 6308	0908	3061	3062

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BASIS FOR PRIVILEGE							
B,	AC	AC	AC	AC	AC	AC	ors. AC
DESCRIPTION	Email chain re. document review update.	StrongerCSX.com distribution list and emails.	StrongerCSX.com distribution list and emails.	Advice re. board nominees.	Email chain re. advice on board nominees.	Email chain re. advice on board nominees.	Discussion of the board of directors. AC
၁၁	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	TCI <tci@sardverb.com></tci@sardverb.com>	Jonathan Gasthalter <a>sigasthalter@SARDVERB.</a>				
ТО	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Renee Soto   TCI   SARDVERB.com>   Soto   SARDVERB.com>   Soehal Amin   Soehal@tcifund.com>   Soehal@tcifund.com>   Soehal@tcifund.com>   Soehal@tcifund.com>   Soehal@tcifund.com>   Soehal@tcifund.com>   Soehal@tcifund.com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	GSard@SARDVERB.com; pharkins@dfking.com; marc.weingarten@srz.com	GSard@SARDVERB.com; Snehal Amin <snehal@tcifund.com>; Marc.Weingarten@srz.com</snehal@tcifund.com>	GSard@SARDVERB.com; Snehal Amin <snehal@tcifund.com>; Marc.Weingarten@srz.com</snehal@tcifund.com>	Snehal Amin snehal@tcifund.com>; pharkins@dfking.com; Marc.Weingarten@srz.com
FROM	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Renee Soto Rishi Sunak < RSoto@SARDVERB.com < Rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	George Sard  CGSard@SARDVERB.com <snehal@tcifund.com>; pharkins@dfking.com;   Marc.Weingarten@srz.c</snehal@tcifund.com>
DATE	2/15/2008	2/15/2008	2/15/2008	2/17/2008	2/17/2008	2/17/2008	2/17/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3063	3064	3065	3066	3067	3068	3069

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	Ol/JD	Qſ/d		Δ.	
BAS	AC/WP/JD	AC/WP/JD	AC/JD	AC/WP	AC/JD
DESCRIPTION	Email and attachment re. draft of TCI Whitepaper Presentation.	Email and attachment re. draft of TCI Whitepaper Presentation.	Email re. draft of TCI Whitepaper Presentation.	Email and attachment re, draft of TCI Whitepaper Presentation.	Email re. draft of TCI Whitepaper Presentation.
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ТО	Daniel Schwartz <dschwartz@3g- capital.com="">; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></snehal@tcifund.com></dschwartz@3g->	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </snehal@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- capital.com="">; Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com></dschwartz@3g->	Bianchini, Maria Gabriela «MariaGabriela.Bianchini@s rz.com»; Rishi Sunak «Rishi@tcifund.com»; Snehal Amin «Snehal@tcifund.com»	Daniel Schwartz <dschwartz@3g- capital.com="">; Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com></dschwartz@3g->
FROM	Rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Bianchini, Maria Gabriela Daniel Schwartz <mariagabriela.bianchini@ <dschwartz@3g-="" srz.com=""> Capital.com&gt;; Ris <rishi@tcifund.cc <snehal@tcifund.<="" amin="" snehal="" th=""><th>Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- </th><th>Bianchini, Maria Gabriela Daniel Schwartz <mariagabriela.bianchini@ <dschwartz@3g-srz.com=""> Capital.com&gt;; Ris <rishi@tcifund.cc <snehal@tcifund.<="" amin="" snehal="" th=""></rishi@tcifund.cc></mariagabriela.bianchini@></th></rishi@tcifund.cc></mariagabriela.bianchini@>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Bianchini, Maria Gabriela Daniel Schwartz <mariagabriela.bianchini@ <dschwartz@3g-srz.com=""> Capital.com&gt;; Ris <rishi@tcifund.cc <snehal@tcifund.<="" amin="" snehal="" th=""></rishi@tcifund.cc></mariagabriela.bianchini@>
DATE	2/18/2008	2/18/2008	2/18/2008	2/18/2008	2/18/2008
TYPE OF DOCUMENT	Email and attachment	Email and attachment	Email	Email and attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3070	3071	3072	3073	3074

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BASIS FOR PRIVILEGE	AC/WP	AC/JD	AC/JD	AC	AC/JD	AC/WP/JD	AC/JD
DESCRIPTION	Email and attachments re. CSX financial data.	Email re. draft of TCI Whitepaper Presentation.	Email re. draft of TCI Whitepaper Presentation.	Email re. hedge fund and institutional investor voting.	Email re. draft of TCI Whitepaper Presentation.	Email and attachment re. draft of TCI Whitepaper Presentation.	Email re. draft of TCI Whitepaper Presentation.
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ТО	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Daniel Schwartz <dschwartz@3g- capital.com="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com="">; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.bianchini@s></dschwartz@3g->	Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@srz .com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- capital.com="">; MariaGabriela.Bianchini@srz .com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></dschwartz@3g->	Daniel Schwartz <dschwartz@3g- capital.com="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com="">; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.bianchini@s></dschwartz@3g->	Rishi Sunak <rishi@tcifund.com>; dschwartz@3G-Capital.com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Peter Harkins cpharkins@dfking.com>	Rishi@tcifund.com>	Rishi@tcifund.com>	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com=""> srz.com&gt; Srz.com&gt; Snehal Amin <snehal@tcifund.com< th=""></snehal@tcifund.com<></mariagabriela.bianchini@>
DATE	2/18/2008	2/18/2008	2/18/2008	2/18/2008	2/18/2008	2/18/2008	2/18/2008
TYPE OF DOCUMENT	Email and attachment	Email	Email	Email	Email	Email and attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3075	3076	3077	3078	3079	3080	3081

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD	AC/WP/JD	AC/JD	AC/JD	AC/JD	AC/JD	AC/JD	AC/JD
DESCRIPTION	Email re. draft of TCI Whitepaper Presentation.	Email and attachment re, draft of TCI Whitepaper Presentation.	Email re. draft of TCI Whitepaper Presentation.	MariaGabriela.Bianchini@sr Email re. draft of TCI Whitepaper z.com	MariaGabriela.Bianchini@sr Email re. draft of TCI Whitepaper z.com	MariaGabriela.Bianchini@sr Email re. draft of TCI Whitepaper 2.com	MariaGabriela.Bianchini@sr Email re. draft of TCI Whitepaper z.com	Whitepaper Presentation.
၁၁			Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	MariaGabriela.Bianchini@sr z.com	MariaGabriela.Bianchini@sr z.com	MariaGabriela.Bianchini@sr z.com	MariaGabriela.Bianchini@sr z.com	
ТО	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s< td=""><td>dschwartz@3g-capital.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></td><td>λ.</td><td>dschwartz@3g-capital.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></td><td>Snehal Amin snehal@tcifund.com&gt;;  Rishi Sunak <ri><ri><ri><ri><ri></ri></ri></ri></ri></ri></td><td>dschwartz@3g-capital.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></td><td>Daniel Schwartz <dschwartz@3g- capital.com="">; Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></rishi@tcifund.com></dschwartz@3g-></td></mariagabriela.bianchini@s<></snehal@tcifund.com></rishi@tcifund.com>	dschwartz@3g-capital.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	λ.	dschwartz@3g-capital.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin snehal@tcifund.com>;  Rishi Sunak <ri><ri><ri><ri><ri></ri></ri></ri></ri></ri>	dschwartz@3g-capital.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- capital.com="">; Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></rishi@tcifund.com></dschwartz@3g->
FROM	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal@tcifund.com>
DATE	2/18/2008	2/18/2008	2/18/2008	2/18/2008	2/18/2008	2/18/2008	2/18/2008	2/18/2008
TYPE OF DOCUMENT	Email	Email and attachment	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3082	3083	3084	3085	3086	3087	3088	3089

Page 456

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Inquiries re. voting issues.	Information re. SEC document request.	Discussion of media strategy	Discussion of media strategy	Discussion of media strategy	Discussion of media strategy	Discussion of media strategy	Discussion of media strategy
၁၁		Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.bianchini@ 	Bianchini, Maria Gabriela «MariaGabriela.Bianchini@ srz.com»; Snehal Amin «Snehal@tcifund.com»				jlevy@sardverb.com
01	pharkins@dfking.com	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Renee Soto  -RSoto@SARDVERB.com>; <a href="mailto:kmaria"></a> -RSoto@SARDVERB.com>; <a href="mailto:kmaria"></a> -JLevy@SARDVERB.com> <a href="mailto:kmaria"></a> -Snehal@tcifund.com>	Rishi@sunak <pre> </pre> <pre> Rishi@tcifund.com&gt;; </pre> <pre> <pre> <pre> <pre></pre></pre></pre></pre>	Renee Soto <rsoto@sardverb.com></rsoto@sardverb.com>	Rishi Sunak :DVERB.com <rishi@tcifund.com></rishi@tcifund.com>	Renee Soto <rsoto@sardverb.com></rsoto@sardverb.com>	Rishi Sunak <rishi@tcifund.com>; Renee Soto <rsoto@sardverb.com></rsoto@sardverb.com></rishi@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Renee Soto <rsoto@sardverb.com &gt;</rsoto@sardverb.com 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Renee Soto  Rishi Sunak <rsoto@sardverb.com rishi@tcifund.com=""  ="">;  Renee Soto  <rsoto@sardverb< td=""></rsoto@sardverb<></rsoto@sardverb.com>
DATE	2/18/2008	2/18/2008	2/18/2008	2/18/2008	2/18/2008	2/18/2008	2/18/2008	2/18/2008
TYPE OF DOCUMENT		Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
ON	3090	3091	3092	3093	3094	3095	3096	3097

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP/JD	AC/WP/JD	AC/JD	AC/JD	AC
DESCRIPTION	Email and attachment re. draft of TCI Whitepaper Presentation.	Email and attachment re. draft of TCI Whitepaper Presentation.	Email re. draft of TCI Whitepaper Presentation.	Email re. draft of TCI Whitepaper Presentation.	Email re. CSX record date.
ဗ		Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela Email re. draf <mariagabriela.bianchini@ presentation.<br="">srz.com&gt;</mariagabriela.bianchini@>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.bianchini@ 	marc.weingarten@srz.com; Email re. CSX record date. MariaGabriela.Bianchini@sr z.com; GSard@SARDVERB.com; dschwartz@3g-capital.com; tcif <tcif@dfking.com></tcif@dfking.com>
OT	Daniel Schwartz <dschwartz@3g- capital.com="">; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></snehal@tcifund.com></dschwartz@3g->	Snehal Amin <snehal@tcifund.com>; dschwartz@3g-capital.com</snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>
DATE	2/19/2008	2/19/2008	2/19/2008	2/19/2008	2/19/2008
TYPE OF DOCUMENT	Email and attachment	Email and attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3098	3099	3100	3101	3102

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD	AC/WP/JD	AC
DESCRIPTION	Email and attachment re. CSX bylaw amendment.	Email and attachment re. draft of TCI Whitepaper Presentation.	Email and attachment re. CSX bylaw amendment.
၁၁	Weingarten, Marc <marc.weingarten@srz.co m&gt;; Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co </marc.weingarten@srz.co 		Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
10	Bianchini, Maria Gabriela	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </rishi@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
FROM	Peter Harkins@dfking.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	2/19/2008	2/19/2008	2/19/2008
TYPE OF DOCUMENT	attachment attachment	Email and attachment	Email and attachment
BATES NO.	Withheld	Withheld	Withheld
NO.	3103	3104	3105

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP/JD	AC/JD	AC/JD	AC/JD	AC/JD	AC/JD
DESCRIPTION	Email and attachment re. draft of TCI Whitepaper Presentation.	Email re. draft of TCI Whitepaper Presentation.	Email re, draft of TCI Whitepaper Presentation.	Email re. draft of TCI Whitepaper Presentation.	Email re, draft of TCI Whitepaper Presentation.	Email re. draft of TCI Whitepaper Presentation.
ဘ						
01	Snehal Amin  Snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela  <mariagabriela.bianchini@s< td=""><td>dschwartz@3g-capital.com; Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@srz .com</rishi@tcifund.com></td><td>Snehal Amin <snehal@tcifund.com>; dschwartz@3g-capital.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></td><td>MariaGabriela.Bianchini@srz.com; dschwartz@3g-capital.com; Rishi Sunak<rishi@tcifund.com></rishi@tcifund.com></td><td>Snehal Amin snehal@tcifund.com&gt;; MariaGabriela.Bianchini@srz .com; Rishi Sunak <rrishi@tcifund.com></rrishi@tcifund.com></td><td>Snehal Amin <snehal@tcifund.com>; dschwartz@3g-capital.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></td></mariagabriela.bianchini@s<></rishi@tcifund.com>	dschwartz@3g-capital.com; Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@srz .com</rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; dschwartz@3g-capital.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz.com; dschwartz@3g-capital.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin snehal@tcifund.com>; MariaGabriela.Bianchini@srz .com; Rishi Sunak <rrishi@tcifund.com></rrishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; dschwartz@3g-capital.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">; srz.com&gt; dschwartz@3g-capital.o Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">; srz.com&gt;</mariagabriela.bianchini@>
DATE	2/19/2008	2/19/2008	2/19/2008	2/19/2008	2/19/2008	2/19/2008
TYPE OF DOCUMENT	Email and attachment	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3106	3107	3108	3109	3110	3111

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD	AC	AC/WP/JD	AC/JD	AC/JD	AC/JD	AC/JD
DESCRIPTION	Whitepaper Presentation.	Email containing attorney client communication re. CSX bylaw amendment.	Email and attachment re. draft of TCI Whitepaper Presentation.	MariaGabriela.Bianchini@sr Email re. draft of TCI Whitepaper z.com	MariaGabriela.Bianchini@sr Email re. draft of TCI Whitepaper z.com	Email re. draft of TCI Whitepaper Presentation.	MariaGabriela.Bianchini@sr Email re. draft of TCI Whitepaper z.com
သ		Rishi@tcifund.com>		MariaGabriela.Bianchini@sr z.com	MariaGabriela.Bianchini@sr z.com		MariaGabriela.Bianchini@sr z.com
<b>T</b> 0	MariaGabriela. Bianchini@srz .com; dschwartz@3g- capital.com; Rishi Sunak <rishi@tcifund.com>; pharkins@dfking.com; GSard@SARDVERB.com</rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- capital.com="">; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></snehal@tcifund.com></dschwartz@3g->	Rishi Sunak Mariać <rishi@tcifund.com>; Snehal z.com Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></dschwartz@3g- 	Rishi Sunak <rishi@tcifund.com>; dschwartz@3G-Capital.com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Rishi Sunak <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@"&gt;Mishi@tcifund.com&gt;</a> ; srz.com> Snehal Amin <snehal@tcifund.com< td=""><td>Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- </td></snehal@tcifund.com<>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 
DATE	2/19/2008	2/20/2008	2/20/2008	2/20/2008	2/20/2008	2/20/2008	2/20/2008
TYPE OF DOCUMENT		Email	Email and attachment	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3112	3113	3114	3115	3116	3117	3118

Page 461

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BATES NO.	TYPE OF DOCUMENT	DATE	FROM	ТО	၁၁	DESCRIPTION	BASIS FOR PRIVILEGE
Withheld	Email	2/20/2008	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	MariaGabriela.Bianchini@sr z.com	MariaGabriela.Bianchini@sr Email re. draft of TCI Whitepaper z.com	AC/JD
Withheld	Email	2/20/2008	Bianchini, Maria Gabriela Daniel Schwartz <pre></pre> <pre></pre> <pre>Capital.com&gt;; Ris</pre> <pre><rishi@tcifund.α< pre=""> <pre>Snehal Amin</pre> <pre><snehal@tcifund< pre=""></snehal@tcifund<></pre></rishi@tcifund.α<></pre>	Daniel Schwartz <dschwartz@3g- capital.com="">; Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com></dschwartz@3g->		Email re. draft of TCI Whitepaper Presentation.	AC/JD
Withheld	Email Email	2/20/2008	James Hawks <james@tcifund.com></james@tcifund.com>	Chris Hohn  Chris@tcifund.com>; Ron Braverman <ron@tcifund.com>; Adrian Beattie  <abeatise@tcifund.com>; Angus Milne  <angus@tcifund.com>; Joe O'Flynn  <joflynn <alorithmaticifund.com="">; Joe O'Flynn  <alorithmaticifund.com>; Joe O'Flynn  <alorithmaticifund.com>; Angus@tcifund.com&gt;;</alorithmaticifund.com></alorithmaticifund.com></joflynn></angus@tcifund.com></abeatise@tcifund.com></ron@tcifund.com>		Email re. voting.	AC
Withheld	Email	2/20/2008	James Hawks <james@tcifund.com></james@tcifund.com>	Chris Hohn  Chris@tcifund.com>; Ron Braverman <ron@tcifund.com>; Adrian Beattie  <abeautie@tcifund.com>; Angus Milne  <angus@tcifund.com>; Joe O'Flynn  <joflynn <alorithmaticifund.com="">; Joe O'Flynn  <alorithmaticifund.com>; Joe O'Flynn  <alorithmaticifund.com>; Rahul Moodgal  <rahul@tcifund.com>;</rahul@tcifund.com></alorithmaticifund.com></alorithmaticifund.com></joflynn></angus@tcifund.com></abeautie@tcifund.com></ron@tcifund.com>		Email re. voting.	AC

Page 462

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC .	AC	AC/JD
DESCRIPTION	Email re. voting.	Email re. voting.	Email re. draft of TCI Whitepaper Presentation.
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ОТ	James Hawks <james@tcifund.com>; Chris Hohn  <chris@tcifund.com>; Ron Braverman  <ron@tcifund.com>; Adrian Beattie  <ababactific@tcifund.com>; Angus Milne <angus@tcifund.com>; Joe O'Flynn <joflynn <shapt="" com="">; Rahul Moodgal <rahul@tcifund.com>;</rahul@tcifund.com></joflynn></angus@tcifund.com></ababactific@tcifund.com></ron@tcifund.com></chris@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com>; Chris Hohn  <chris@tcifund.com>; Ron Braverman  <ron@tcifund.com>; Adrian Beattie  <ababactatie@tcifund.com>; Angus Milne <angus@tcifund.com>; Joe O'Flynn <joflynn <s<="" <shringerian="" th=""><th>Bianchini, Maria Gabriela «MariaGabriela. Bianchini@s rz.com»; dschwartz@3G- Capital.com; Snehal Amin «Snehal@tcifund.com»</th></joflynn></angus@tcifund.com></ababactatie@tcifund.com></ron@tcifund.com></chris@tcifund.com></james@tcifund.com>	Bianchini, Maria Gabriela «MariaGabriela. Bianchini@s rz.com»; dschwartz@3G- Capital.com; Snehal Amin «Snehal@tcifund.com»
FROM	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	2/20/2008	2/20/2008	2/20/2008
TYPE OF DOCUMENT		Email	Email
BATES NO.	Withheld		Withheld
NO.	3123 \	3124 \	3125

Page 463

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD	AC/WP/JD	AC	AC/WP/JD	AC/WP	AC/WP/JD
DESCRIPTION	Email re. draft of TCI Whitepaper   A Presentation.	Email and attachment re. draft of ATCI Whitepaper Presentation.	Email re. ISDAs.	Email and attachment re. draft of ATCI Whitepaper Presentation.	Email and attachment re. Congressional testimony.	Edits on a termination agreement. A
၁၁						
ТО	Rishi Sunak <rishi@tcifund.com>; dschwartz@3G-Capital.com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela    MariaGabriela.Bianchini@s   rz.com>; dschwartz@3G-   Capital.com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela James Hawks <mariagabriela.bianchini@ <james@tcifund.com="">; Joe srz.com&gt;</mariagabriela.bianchini@>	Snehal Amin -Snehal@tcifund.com>; Rishi Sunak -Rishi@tcifund.com>; Bianchini, Maria Gabriela -MariaGabriela.Bianchini@s	ia Gabriela Snehal Amin a.Bianchini@ <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela </snehal@tcifund.com></rishi@tcifund.com>
FROM	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com="">; srz.com&gt; Snehal Amin  <snehal@tcifund.com< th=""><th>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></th><th>Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ </th><th>Daniel Schwartz <dschwartz@3g- capital.com=""></dschwartz@3g-></th><th>Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ </th><th>Daniel Schwartz <dschwartz@3g- capital.com=""></dschwartz@3g-></th></snehal@tcifund.com<></mariagabriela.bianchini@>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Daniel Schwartz <dschwartz@3g- capital.com=""></dschwartz@3g->	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Daniel Schwartz <dschwartz@3g- capital.com=""></dschwartz@3g->
DATE	2/20/2008	2/20/2008	2/20/2008	2/20/2008	2/20/2008	2/20/2008
TYPE OF DOCUMENT	Email	Email and attachment	Email	Email and attachment	Email and attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3126	3127	3128	3129	3130	3131

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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apitar.com>, rusin suriak Rishi@tcifund.com>; anchini, Maria Gabriela VariaGabriela.Bianchini@s .com>	nal Amin Daniel Schwartz ehal@tcifund.com> <dschwartz@3g- capital.com="">; Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></rishi@tcifund.com></dschwartz@3g->	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	fund.com>
nehal Amin snehal@tcifund.com>; ishi Sunak ishi@tcifund.com>; ariaGabriela.Bianchini@srz		Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	
avid DeRosa Bianchini, Maria Gabriela Jerosa@derosa- <mariagabriela.bianchini@ search.com&gt; srz.com&gt;</mariagabriela.bianchini@ 	David DeRosa   derosa@derosa-   research.com>	James Hawks David DeRosa <james@tcifund.com> <derosa@derosa- research.com=""></derosa@derosa-></james@tcifund.com>	James Hawks David DeRosa <james@tcifund.com> <derosa@derosa- research.com=""></derosa@derosa-></james@tcifund.com>
ames Hawks James@tcifund.com>		David DeRosa <derosa@derosa- research.com&gt;</derosa@derosa- 	
ishi Sunak Sjoblom, Thomas V. Aishi@tcifund.com>; <a href="text-align: right;"><a href="text-align: right;"></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>			

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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BASIS FOR PRIVILEGE	AC/WP/JD	AC/WP/JD	AC/JD	AC/WP/JD
DESCRIPTION	Email and attachment re. draft of TCI Whitepaper Presentation.	Whitepaper Presentation.	Whitepaper Presentation.	Whitepaper Presentation.
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ТО	Rishi Sunak <ri>shi@tcifund.com&gt;; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com="">; Daniel Schwartz <dschwartz@3g- capital.com=""></dschwartz@3g-></mariagabriela.bianchini@s></snehal@tcifund.com></ri>	Daniel Schwartz <dschwartz@3g- capital.com="">; Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s< th=""><th>Snehal Amin  Snehal@tcifund.com&gt;; Daniel Schwartz  <dschwartz@3g- capital.com="">; Rishi Sunak  <rishi@tcifund.com>; Bianchini, Maria Gabriela  <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></rishi@tcifund.com></dschwartz@3g-></th><th>Snehal Amin <snehal@tcifund.com>; Daniel Schwartz <dschwartz@3g- capital.com="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></dschwartz@3g-></snehal@tcifund.com></th></mariagabriela.bianchini@s<></rishi@tcifund.com></dschwartz@3g->	Snehal Amin  Snehal@tcifund.com>; Daniel Schwartz <dschwartz@3g- capital.com="">; Rishi Sunak  <rishi@tcifund.com>; Bianchini, Maria Gabriela  <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></rishi@tcifund.com></dschwartz@3g->	Snehal Amin <snehal@tcifund.com>; Daniel Schwartz <dschwartz@3g- capital.com="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></dschwartz@3g-></snehal@tcifund.com>
FROM	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal@tcifund.com>	Snehal@tcifund.com>	Rishi@tcifund.com>
DATE	2/21/2008	2/21/2008	2/21/2008	2/21/2008
TYPE OF DOCUMENT	Email and attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	3137	3138	3139	3140

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

ON	BATES NO.	TYPE OF DOCUMENT	DATE	FROM	ОТ	၁၁		BASIS FOR PRIVILEGE
	Withheld	Email	2/21/2008	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Whitepaper Presentation.	AC/JD
	Withheld	Email	2/21/2008	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Whitepaper Presentation	AC/JD
<b>-</b>	Withheld	Email	2/21/2008	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 		Whitepaper Presentation	AC/WP/JD
	Withheld	Email	2/21/2008	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Whitepaper Presentation	AC/WP/JD
	Withheld	Email	2/21/2008	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></dschwartz@3g- 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Whitepaper Presentation	AC/WP/JD
	Withheld	Email	2/21/2008	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>		Email with consultant re. CSX needia reports and PR.	AC
	Withheld	Email	2/21/2008	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>		Email with consultant re. the media, AC PR, and proxy solicitation.	AC
	Withheld	Email	2/21/2008	External Caller (DFKUM) <b3c55163-1390-4063- b@dfking.com&gt;</b3c55163-1390-4063- 	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>		Email with consultant re. the media, AC PR, and proxy solicitation.	AC
	TC10954774	Email	2/22/2008	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rishi@tcifund.com>	Attorney client communication re: RI reports	AC

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC
DESCRIPTION	Attorney client communication re: ARI reports	Attorney client communication re: ARI reports	Attorney client communication re: ARI reports	Attorney client communication re: ARI reports
သ	Rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Asmuth, Gretchen <gretchen.asmuth@klgates .com&gt;</gretchen.asmuth@klgates </rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Asmuth, Gretchen <gretchen.asmuth@klgates .com&gt;</gretchen.asmuth@klgates </rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Asmuth, Gretchen <gretchen.asmuth@klgates .com&gt;</gretchen.asmuth@klgates </rishi@tcifund.com>
01	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@s< td=""> <rishi@tcifund.com>   rz.com&gt;; pamela.garvie@klgates.com</rishi@tcifund.com></mariagabriela.bianchini@s<>	Fishman, Edward Rishi Sunak ced.fishman@klgates.com>; <rishi@tcifund.com>;  Garvie, Pamela carvie@klgates.co</rishi@tcifund.com>	Fishman, Edward Rishi Sunak <a href="eq-ed-fishman@klgates.com"><a href="eq-ed-fishman@klgates.com"><a href="eq-ed-fishman@klgates"><a href="eq-ed-fishman@klgates"><a href="eq-ed-fishman@klgates"><a href="eq-ed-fishmangklgates"><a eq-d-fishman@klgates.com"="" href="eq-ed-fishmangklg&lt;/th&gt;&lt;th&gt;Fishman, Edward Rishi Sunak &lt;a href="><a href="eq-d-fishman@klgates.com"><a href="eq-d-fishman@klgates.co"><a href="eq-d-fishman@klgates.co"><a href="eq-d-fishman:com"><a href="eq-d-fishman:com"></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>	

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC
DESCRIPTION			<pre><gretchen.asmuth@klgates .com="" :="" attorney="" client="" communication="" re=""></gretchen.asmuth@klgates></pre> RI reports	Email re. SEC form.	Email re. SEC form.
၁၁	Rishi Sunak <rishi@tcifund.com>; Asmuth, Gretchen <gretchen.asmuth@klgates .com&gt;</gretchen.asmuth@klgates </rishi@tcifund.com>	<gretchen.asmuth@klgates< th=""><th><greentern.asmuth@klgates< th=""><th></th><th></th></greentern.asmuth@klgates<></th></gretchen.asmuth@klgates<>	<greentern.asmuth@klgates< th=""><th></th><th></th></greentern.asmuth@klgates<>		
ТО	Fishman, Edward  -ed.fishman@klgates.com>; <rishi@tcifund.com>; Garvie, Pamela -spamela.garvie@klgates.co m&gt;; Bianchini, Maria Gabriela -KMariaGabriela.Bianchini@s rz.com&gt;</rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- capital.com="">; Fishman, Edward <ed.fishman@klgates.com>; Garvie, Pamela <pamela.garvie@klgates.co m="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.c<="" th=""><th>Daniel Schwartz <dschwartz@3g- capital.com="">; Fishman, Edward <ed.fishman@klgates.com>; Garvie, Pamela <ppamela.garvie@klgates.co m="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.c<="" th=""><th>MariaGabriela.Bianchini@srz .com</th><th>derosa@derosa- research.com</th></mariagabriela.bianchini@s></ppamela.garvie@klgates.co></ed.fishman@klgates.com></dschwartz@3g-></th></mariagabriela.bianchini@s></pamela.garvie@klgates.co></ed.fishman@klgates.com></dschwartz@3g->	Daniel Schwartz <dschwartz@3g- capital.com="">; Fishman, Edward <ed.fishman@klgates.com>; Garvie, Pamela <ppamela.garvie@klgates.co m="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.c<="" th=""><th>MariaGabriela.Bianchini@srz .com</th><th>derosa@derosa- research.com</th></mariagabriela.bianchini@s></ppamela.garvie@klgates.co></ed.fishman@klgates.com></dschwartz@3g->	MariaGabriela.Bianchini@srz .com	derosa@derosa- research.com
FROM	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Rishi@tcifund.com>	Rishi@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>
DATE	2/22/2008	2/22/2008	2/22/2008	2/22/2008	2/22/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email
BATES NO.	TC10954780 -	TC10954784 -	TCI0954784 -	Withheld	Withheld
NO.		338	338	3149	3150

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BASIS FOR PRIVILEGE	AC/WP	AC/WP/JD	AC/JD	AC/JD	AC	AC	AC	AC	AC
DESCRIPTION	Email and attachment re. SEC inquiry.	Email and attachment re. draft of ATCI Whitepaper Presentation.	Email re. draft of TCI Whitepaper   A Presentation.	Email re. draft of TCI Whitepaper A	Email re. draft of TCI Whitepaper A	Email re. swap agreements.	Email re. swap agreements.	Email containing attorney-client A communication re. swap agreements.	Email containing attorney-client A communication re. swap agreements.
၁၁	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></dschwartz@3g- 					
ТО	Bianchini, Maria Gabriela James Hawks <maria bianchini@s<="" gabriela="" td=""> <james@tcifund.com>;   rz.com&gt; Snehal Amin   <snehal@tcifund.com></snehal@tcifund.com></james@tcifund.com></maria>	Bianchini, Maria Gabriela Daniel Schwartz «MariaGabriela.Bianchini@s <dschwartz@3g-rz.com> capital.com&gt;; Sn <snehal@tcifund< th=""><th>Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@srz .com</rishi@tcifund.com></th><th>Rishi@tcifund.com&gt;</th><th>Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </th><th>Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com></th><th>Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;; Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com></mariagabriela.bianchini@s </th><th>Peter Butler <pbutler@tcifund.com></pbutler@tcifund.com></th><th>Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com></th></snehal@tcifund<></dschwartz@3g-rz.com>	Rishi Sunak <rishi@tcifund.com>; MariaGabriela.Bianchini@srz .com</rishi@tcifund.com>	Rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;; Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com></mariagabriela.bianchini@s 	Peter Butler <pbutler@tcifund.com></pbutler@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Peter Butler <pbutler@tcifund.com></pbutler@tcifund.com>
DATE	2/22/2008	2/22/2008	2/22/2008	2/22/2008	2/22/2008	2/22/2008	2/22/2008	2/22/2008	2/22/2008
TYPE OF DOCUMENT	Email and attachment	Email and attachment	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3151	3152	3153	3154	3155	3156	3157	3158	3159

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC/WP/JD	AC/WP/JD	AC	AC
DESCRIPTION	Email containing attorney-client communication re. swap agreements.	Email containing attorney-client communication re. swap agreements.	Email re. CSX proxy filings.	Email re. CSX proxy.	Email re. CSX proxy.	Email and attachment re. draft of TCI Whitepaper Presentation.	Whitepaper Presentation	Email chain re. board nominees.	Email chain re. board nominees.
သ		Joe O'Flynn <pre></pre> <pre><joflynn@tcifund.com>; Angus Milne <angus@tcifund.com>; Peter Butler <pbutler@tcifund.com></pbutler@tcifund.com></angus@tcifund.com></joflynn@tcifund.com></pre>	TCI@SARDVERB.com	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	marc.weingarten@srz.com	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 		
01	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin Snehal@tcifund.com>; jgasthalter@SARDVERB.co m	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	David.Rosewater@srz.com	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </rishi@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	pharkins@dfking.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Peter Butler <pbutler@tcifund.com></pbutler@tcifund.com>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>
DATE	2/22/2008	2/22/2008	2/22/2008	2/22/2008	2/22/2008	2/22/2008	2/22/2008	2/22/2008	2/22/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email and attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3160	3161	3162	3163	3164		3166	3167	3168

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

DESCRIPTION BASIS FOR PRIVILEGE	Email chain re. discussions about AC/JD the STB procedure.	Email chain re. discussions about AC/JD the STB procedure.	ussions about
CC DES(	com	gates	gates
	Rishi Sunak 9s <rishi@tcifund.cc Fishman, Edward <ed.fishman@klgs< td=""><td>-</td><td></td></ed.fishman@klgs<></rishi@tcifund.cc 	-	
10	Bianchini, Maria Gabriela <mariagabriela.bianchini@g rz.com&gt;; Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- </mariagabriela.bianchini@g 	Garvie, Pamela <pre>cpamela.garvie@klgates.co m&gt;; Bianchini, Maria Gabriela ; Daniel Schwartz <dschwartz@3g- capital.com=""></dschwartz@3g-></pre>	Garvie, Pamela -pamela.garvie@klgates.co m>; Bianchini, Maria Gabriela -(MariaGabriela.Bianchini@s rz.com>; Daniel Schwartz -(dschwartz@3G- Capital.com> Daniel Schwartz -(dschwartz@3G- Capital.com> Pamela -pamela -pamela.garvie@klgates.co m>; Bianchini, Maria Gabriela -(MariaGabriela.Bianchini@s rz.com>
FROM	Garvie, Pamela Bianchini, Maria Gabriela Rishi Sunak cpamela.garvie@klgates.c <mariagabriela.bianchini@s <rishi@toifund.com="">; om&gt; rz.com&gt;; Daniel Schwartz Fishman, Edward cdschwartz@3G- ced.fishman@klgates. Capital.com&gt;</mariagabriela.bianchini@s>	Fishman, Edward <ed.fishman@klgates.com <ed.fishman@klgates.com=""> m&gt;; Bianchini, Maria Gabriela  <mariagabriela.bianchini@s rz.com="">; Daniel Schwartz  <dschwartz@3g- capital.com=""></dschwartz@3g-></mariagabriela.bianchini@s></ed.fishman@klgates.com>	ates.com
DATE	01  -   01	2/22/2008   Fi	
TYPE OF DOCUMENT	Email 2	Email 2	
BATES NO.	Withheld	Withheld	
ON O	3169 W	2	

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC/WP
DESCRIPTION	Email re. congressional hearing.	Email re. congressional hearing.	Information re. SEC document request.	Email re. CSX proxy.	Email and attachment re. congressional hearing.
၁၁	Rishi@tcifund.com>	Rob Chamberlin <rchamberlin@mcbeestrat egic.com&gt;</rchamberlin@mcbeestrat 			Rishi Sunak <rishi@tcifund.com>;  marc.weingarten@srz.com;  mgb@srz.com;  rchamberlin@mcbeestrateg ic.com;  swhitehom@mcbeestrategi c.com; O'Nell, Mike  <mike.oneil@klgates.com></mike.oneil@klgates.com></rishi@tcifund.com>
ОТ	Snehal Amin <snehal@tcifund.com>;  GSard@SARDVERB.com;  igasthalter@SARDVERB.co m;  RSoto@SARDVERB.com;  Rob Chamberlin  <rchamberlin@mcbeestrate gic.com=""></rchamberlin@mcbeestrate></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Sam Whitehorn <pre></pre>	Sam Whitehorn Snehal Amin cswhitehorn@mcbeestrate cSnehal@tcifund.com>	Sjoblom, Thomas V. Rishi Sunak <tsjoblom@proskauer.com <rishi@tcifund.com=""></tsjoblom@proskauer.com>	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com=""></mariagabriela.bianchini@>	Garvie, Pamela Snehal Amin com>cpamela.garvie@klgates.c <snehal@tcifund.com>om&gt;</snehal@tcifund.com>
DATE	2/22/2008	2/22/2008	2/22/2008	2/23/2008	2/23/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email and attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3173	3174	3175	3177	3178

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE						
BASIS	AC/WP	AC/WP	AC/WP	AC	AC	AC
DESCRIPTION	Email and attachment re. congressional hearing.	Email and attachment re. congressional hearing.	Email and attachment re. congressional hearing.	Email chain re. board nominees.	Information re. SEC document request.	Discussions about preparations for rail investment hearing.
၁၁	Rishi Sunak <rishi@tcifund.com>; marc.weingarten@srz.com; mgb@srz.com; Rob Chamberlin  <rchamberlin@mcbeestrat egic.com="">; O'Neil, Mike <mike.oneil@klgates.com>; Garvie, Pamela (DC) <pamelag@prestongates .com=""></pamelag@prestongates></mike.oneil@klgates.com></rchamberlin@mcbeestrat></rishi@tcifund.com>	Rob Chamberlin   Email and attachment <rchamberlin@mcbeestrat congressional="" hearing.<br=""  ="">egic.com&gt;; mgb@srz.com</rchamberlin@mcbeestrat>	Rob Chamberlin Email and attachment <rchamberlin@mcbeestrat congressional="" egic.com="" hearing.="">; mgb@srz.com</rchamberlin@mcbeestrat>			Rishi Sunak <rishi@tcifund.com>; marc.weingarten@srz.com; mgb@srz.com; Rchamberlin@mcbeestrate gic.com; mike.oneil@klgates.com; PAMELAG@prestongates.com</rishi@tcifund.com>
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	swhitehorn@mcbeestrategic. Rishi Sunak com
FROM	Sam Whitehorn <swhitehorn@mcbeestrate< th=""><th>Sam Whitehorn   Snehal Amin   Swehal Amin   Swehal@tcifund.com&gt;   Suehal@tcifund.com&gt;   Suehal@tcifund.com&gt;  </th><th>Sam Whitehorn   Snehal Amin   Swehal Amin   Swehal@tcifund.com&gt;   Suehal@tcifund.com&gt;   Suehal@tcifund.com&gt;  </th><th>Peter Harkins <pharkins@dfking.com></pharkins@dfking.com></th><th>ے ا</th><th>Snehal@tcifund.com&gt;</th></swhitehorn@mcbeestrate<>	Sam Whitehorn   Snehal Amin   Swehal Amin   Swehal@tcifund.com>   Suehal@tcifund.com>   Suehal@tcifund.com>	Sam Whitehorn   Snehal Amin   Swehal Amin   Swehal@tcifund.com>   Suehal@tcifund.com>   Suehal@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	ے ا	Snehal@tcifund.com>
DATE	2/23/2008	2/23/2008	2/23/2008	2/23/2008	2/23/2008	2/24/2008
TYPE OF DOCUMENT	Email and attachment	Email and attachment	Email and attachment	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3179	3180	3181	3182	3183	3184

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BASIS FOR PRIVILEGE	AC	AC
DESCRIPTION	Email re. CSX press coverage.	Email re. swap agreements.
၁၁	TCI@SARDVERB.com	Joe O'Flynn <joflynn@tcifund.com>;  Angus Milne   <angus@tcifund.com>;  Peter Butler   <pbuttler@tcifund.com></pbuttler@tcifund.com></br></angus@tcifund.com></joflynn@tcifund.com>
ТО	JLevy@SARDVERB.com; Snehal Amin <snehal <snehal@tcifund.com="" amin="">; James Hawks <ishi@tcifund.com>; James Hawks  -james Hawks  -james Gletifund.com&gt;; James Milne <angus@tcifund.com>; richard.mintz@harbourgrp.com; marc.weingarten@srz.com; mapb@srz.com; Rob Chamberlin <rchamberlin -rchamberlin@mcbeestrate="" <rchamberlin="" gic.com="">; dschwartz@3g- capital.com; straidin@kirkland.com; jarmbruster@kirkland.com; jarmbruster@kirkland.com;</rchamberlin></angus@tcifund.com></ishi@tcifund.com></snehal>	Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com>
FROM	Sam Whitehorn @mcbeestrate gic.com>	Bianchini, Maria Gabriela   Ghislaine Couvillat   <mariagabriela.bianchini@ <ghislaine@tcifund.com=""  ="">   srz.com&gt;  </mariagabriela.bianchini@>
DATE	2/25/2008	2/25/2008
TYPE OF DOCUMENT	Email	Email
BATES NO.	TCI0952453 TCI0952453	Withheld
NO.	261	3185

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email and attachment re. CSX bylaws.	Email re. swap agreements.	Email re. swap agreements.	Email re. swap agreements.	Email re. swap agreements.	Email re. CSX proxy.	Email re. CSX proxy.	Email re. CSX proxy.
၁၁		Angus Milne <angus@tcifund.com>; Peter Butler <pbutler@tcifund.com></pbutler@tcifund.com></angus@tcifund.com>	Joe O'Flynn <joflynn@tcifund.com>; Peter Butler <pbutler@tcifund.com></pbutler@tcifund.com></joflynn@tcifund.com>	Joe O'Flynn <a href="Light-1">LaOFlynn@tcifund.com&gt;; </a> Peter Butler <a href="Light-1">Peter Butler@tcifund.com&gt;</a>	Joe O'Flynn <joflynn@tcifund.com>;  Peter Butler   <pbutler@tcifund.com></pbutler@tcifund.com></joflynn@tcifund.com>			
10	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Angus Milne <mariagabriela.bianchini@s <angus@tcifund.com="">; rz.com&gt;; Ghislaine@tcifund.com&gt; <pbutler@tcifund.com></pbutler@tcifund.com></mariagabriela.bianchini@s>	Bianchini, Maria Gabriela Joe O'Flynn «MariaGabriela. Bianchini@s <joflynn@tcifund.com>; rz.com&gt;; Ghislaine@tcifund.com&gt; <pbutler@tcifund.com></pbutler@tcifund.com></joflynn@tcifund.com>	ia Gabriela Angus Milne a.Bianchini@ <angus@tcifund.com>; Ghislaine Couvillat</angus@tcifund.com>	Angus Milne <angus@tcifund.com>; Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com></angus@tcifund.com>	ia Gabriela Snehal Amin a.Bianchini@ <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	MariaGabriela.Bianchini@srz.com; Rishi Sunak
FROM	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com="">srz.com&gt;</mariagabriela.bianchini@>	nn @tcifund.com>	Angus@tcifund.com>	Bianchini, Maria Gabriela , <a href="Mailto:Maria">Maria Gabriela</a> . <a href="Mailto:Maria">Mari</a>	Bianchini, Maria Gabriela Angus Milne <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="MariaGabriela.Bianchinid">Angus@tcifund.com&gt;</a> ; srz.com> <a href="MariaGhislaine">Chislaine@tcifund.com</a>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	2/25/2008	2/25/2008	2/25/2008	2/25/2008	2/25/2008	2/25/2008	2/25/2008	2/25/2008
TYPE OF DOCUMENT	Email and attachment	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3186	3187	3188	3189	3190	3191	3192	3193

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC	AC
DESCRIPTION	Email re. public relations.	Email re. engagement letter.	Email re. public relations.	Email re. public relations.
၁၁	Rishi Sunak <rishi@tcifund.com>; George Sard  <gsard@sardverb.com>; Renee Soto <rsoto@sardverb.com>; mgb@srz.com; Sam Whitehorn <swhitehorn@mcbeestrate gic.com="">; Peter Harkins cpharkins@dfking.com&gt;</swhitehorn@mcbeestrate></rsoto@sardverb.com></gsard@sardverb.com></rishi@tcifund.com>		Rishi Sunak <rishi@tcifund.com>; GSard@SARDVERB.com; RSoto@SARDVERB.com; mgb@srz.com; swhitehom@mcbeestrategi c.com; pharkins@dfking.com</rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; George Sard  <gsard@sardverb.com>; Renee Soto  <rsoto@sardverb.com>; mgb@srz.com; swhitehom@mcbeestrategi c.com; pharkins@dfking.com</rsoto@sardverb.com></gsard@sardverb.com></rishi@tcifund.com>
ТО	Snehal @tcifund.com>	ria Gabriela Rishi Sunak Ia.Bianchini@ <rishi@tcifund.com></rishi@tcifund.com>	jgasthalter@SARDVERB.co m	SARDVERB. <snehal@tcifund.com></snehal@tcifund.com>
FROM	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>
DATE	2/25/2008	2/25/2008	2/25/2008	2/25/2008
TYPE OF DOCUMENT	Email	Email and attachment	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.		3195	3196	3197

Page 477

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

nt AC tions.		
communication re. public relations.	Email re. bottlenecks.	
	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com> Weingarten, Marc  <marc.weingarten@srz.co m="">; Bianchini, Maria Gabriela  <mariagabriela.bianchini@ srz.com="">; McCarty, Barry  <barry.mccarty@srz.com></barry.mccarty@srz.com></mariagabriela.bianchini@></marc.weingarten@srz.co></rishi@tcifund.com>
<pre><snehal@tcifund.com></snehal@tcifund.com></pre>	8.00	8.00 SOM>
<pre><jgasthalter@sardverb. <snehal@tcifund.com=""  =""> com&gt;</jgasthalter@sardverb.></pre>	RDVERB.	halter@SARDVERB.
	2/25/2008	2/25/2008
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-	Withheld	
3200		

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE			AC
DESCRIPTION  Fmail re CSX oution grants and	מומומ		Email re. CSX option grants and stock purchases.
CC Weingarten Marc	ı@srz.co ria	«MariaGabriela Bianchini@ srz.com»; McCarty, Barry <barry.mccarty@srz.com»< p=""></barry.mccarty@srz.com»<>	
TO  Rosewater David	<ul> <li>Consideration of the control of the contro</li></ul>	George Sard <gsard@sardverb.com> srz.com&gt;; McCarty, Barry ; Jonathan Gasthalter <jgasthalter@sardverb.c< td=""><td>ge Sard ard@SARDVERB.com&gt; athan Gasthalter sthalter@SARDVERB.c water, David vid.Rosewater@srz.com shi Sunak hi@tcifund.com&gt;; ge Sard ard@SARDVERB.com&gt; athan Gasthalter sthalter@SARDVERB.c</td></jgasthalter@sardverb.c<></gsard@sardverb.com>	ge Sard ard@SARDVERB.com> athan Gasthalter sthalter@SARDVERB.c water, David vid.Rosewater@srz.com shi Sunak hi@tcifund.com>; ge Sard ard@SARDVERB.com> athan Gasthalter sthalter@SARDVERB.c
FROM Snehal Amin	fund.com>	V V O	Snehal Amin Sonehal@tcifund.com>
<b>DATE</b>	00010417		2/25/2008
TYPE OF DOCUMENT			Email
BATES NO.			Withheld
NO.			3204 /

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email re. CSX option grants and Astock purchases.	Email re. CSX option grants and A stock purchases.	Email re. CSX option grants and stock purchases.	Email re. CSX option grants and Astock purchases.	Email re. CSX option grants and Astock purchases.	Email re. CSX option grants and A stock purchases.
၁၁	Weingarten, Marc <marc. m="" weingarten@srz.co="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com="">; McCarty@srz.com&gt;</mariagabriela.bianchini@></marc.>		marc.weingarten@srz.com;   Email re. CSX op MariaGabriela.Bianchini@sr stock purchases. z.com; Barry.McCarty@srz.com		Weingarten, Marc <marc. m="" weingarten@srz.co="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com="">; McCarty, Barry <barry.mccarty@srz.com></barry.mccarty@srz.com></mariagabriela.bianchini@></marc.>	
ТО	Snehal Amin Weingarten, Marc Snehal@tcifund.com>; <marc.weingarten@srz.cx <rishi@tcifund.com="" rishi="" sunak="">; Gabriela George Sard <mariagabriela.bianchini(csard@sardverb.com>; Srz.com&gt;; McCarty@srz.com <igasthalter@sardverb.c< td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>david.rosewater@srz.com; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; George Sard <gsard@sardverb.com></gsard@sardverb.com></rishi@tcifund.com></snehal@tcifund.com></td><td>Rosewater, David <david.rosewater@srz.com &gt;</david.rosewater@srz.com </td><td>com RB.c</td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td></igasthalter@sardverb.c<></mariagabriela.bianchini(csard@sardverb.com></marc.weingarten@srz.cx>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	david.rosewater@srz.com; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; George Sard <gsard@sardverb.com></gsard@sardverb.com></rishi@tcifund.com></snehal@tcifund.com>	Rosewater, David <david.rosewater@srz.com &gt;</david.rosewater@srz.com 	com RB.c	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard <pre></pre>	Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co 
DATE	2/25/2008	2/25/2008	2/25/2008	2/25/2008	2/25/2008	2/25/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3206	3207	3208	3209	3210	3211

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC/WP/JD	AC	AC	AC
DESCRIPTION	marc.weingarten@srz.com; Email re. CSX option grants and MariaGabriela.Bianchini@sr stock purchases. z.com; Barry.McCarty@srz.com	Email re. CSX option grants and stock purchases.	marc.weingarten@srz.com; Email re. CSX option grants and MariaGabriela.Bianchini@sr stock purchases. z.com; Barry.McCarty@srz.com	Whitepaper Presentation	Legal contract inquiry.	Email chain re. legal contract inquiry.	Email chain re. legal contract inquiry.
၁၁	marc.weingarten@srz.com; Email re. CSX op MariaGabriela.Bianchini@sr stock purchases. z.com; Barry.McCarty@srz.com		marc.weingarten@srz.com; Email re. CSX op MariaGabriela.Bianchini@sr stock purchases. z.com; Barry.McCarty@srz.com		Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Sheys, Kevin <kevin.sheys@klgates.co m&gt;</kevin.sheys@klgates.co </rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
01	GSard@SARDVERB.com; David.Rosewater@srz.com; Rishi Sunak <rishi@tcifund.com>; jgasthalter@SARDVERB.co</rishi@tcifund.com>	MariaGabriela.Bianchini@srz .com	Snehal Amin <snehal@tcifund.com>; David.Rosewater@srz.com; Rishi Sunak  <rishi@tcifund.com>; Jonathan Gasthalter  <jgasthalter@sardverb.c< th=""><th>Daniel Schwartz <dschwartz@3g- capital.com="">; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></snehal@tcifund.com></dschwartz@3g-></th><th>pamela.garvie@klgates.com  Rishi Sunak  <rishi@tcift< th=""><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Kevin.Sheys@klgates.com; Rishi Sunak pamela.garvie@klgates.com <rishi@tcifund.com></rishi@tcifund.com></th></rishi@tcift<></th></jgasthalter@sardverb.c<></rishi@tcifund.com></snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- capital.com="">; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></snehal@tcifund.com></dschwartz@3g->	pamela.garvie@klgates.com  Rishi Sunak   <rishi@tcift< th=""><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Kevin.Sheys@klgates.com; Rishi Sunak pamela.garvie@klgates.com <rishi@tcifund.com></rishi@tcifund.com></th></rishi@tcift<>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Kevin.Sheys@klgates.com; Rishi Sunak pamela.garvie@klgates.com <rishi@tcifund.com></rishi@tcifund.com>
FROM	Snehal@tcifund.com>	nd.com>	George Sard <gsard@sardverb.com <snehal@tcifund.com="">;  David.Rosewater@srz.c. Rishi Sunak  <rishi@tcifund.com>;  Jonathan Gasthalter  <jgasthalter@sardvef om=""></jgasthalter@sardvef></rishi@tcifund.com></gsard@sardverb.com>	Rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	2/25/2008	2/25/2008	2/25/2008	2/25/2008	2/25/2008	2/25/2008	2/25/2008
TYPE OF DOCUMENT	Email	Email	Email	Emaii	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3212	3213	3214	3215	3216	3217	3218

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC/WP	AC/WP	AC	AC	AC
DESCRIPTION	SEC document request.	Discussion of media strategy	Discussion of media strategy	Discussion of media strategy	Memo re. CSX equity grants and share purchases.	Memo re. CSX directors' compensation.	Email containing attorney-client communication re, press coverage and the congressional hearing.	Email containing attorney-client communication re, press coverage and the congressional hearing.	Email containing attorney-client communication re. press coverage and the congressional hearing.
၁၁	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Jonathan Gasthalter <a></a> jgasthalter@SARDVERB. com>	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 						
ТО	Rishi Sunak <rishi@tcifund.com>;  Snehal Amin  <snehal@tcifund.com>;  James Hawks  <james@tcifund.com>;  MariaGabriela.Bianchini@srz  com</james@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard  George Sard  GSard@SARDVERB.com   GSard@SARDVERB.com> ; Snehal Amin  Snehal@tcifund.com>	GSard@SARDVERB.com	The Children's Investment Fund Management (UK) LLP	The Children's Investment Fund Management (UK) LLP	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	igasthalter@SARDVERB.co m	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Perrell, Jacqueline <jperrell@proskauer.com></jperrell@proskauer.com>	George Sard Snehal Amin <gsard@sardverb.com <snehal@tcifund.com=""></gsard@sardverb.com>	George Sard <gsard@sardverb.com &gt;</gsard@sardverb.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Schulte Roth & Zabel LLP	Schulte Roth & Zabel LLP	Jonathan Gasthalter <jgasthalter@sardverb.< th=""><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Jonathan Gasthalter sjgasthalter@SARDVERB. com&gt;</th></jgasthalter@sardverb.<>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter sjgasthalter@SARDVERB. com>
DATE	2/25/2008	2/25/2008	2/25/2008	2/25/2008	2/25/2008	2/25/2008	2/26/2008	2/26/2008	2/26/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Memo	Memo	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3219	3220	3221	3222	3223	3224	3225	3226	3227

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC/WP	AC
DESCRIPTION	Email and attachment re. draft of congressional hearing testimony.	Email and attachment re. draft of congressional hearing testimony.	Email and attachment containing attorney-client communication redraft of congressional hearing testimony.	Email re. special shareholder meeting.
၁၁				Weingarten, Marc <marc.weingarten@srz.co m="">; Rosewater, David <david.rosewater@srz.co< td=""></david.rosewater@srz.co<></marc.weingarten@srz.co>
ТО	rstrege@mcbeestrategic.co m	Sam Whitehorn  -swhitehorn@mcbeestrategi c.com>; Rob Chamberlin -Rchamberlin@mcbeestrate gic.com>; pamela.garvie@klgates.com; marc.weingarten@srz.com; Rosewater, David -David.Rosewater@srz.com; sianchini, Maria Gabriela -WariaGabriela.Bianchini@s rz.com>; George Sard -GSard@SARDVERB.com> -jgasthalter@SARDVERB.com> -jgasthalter@SARDVERB.com> -jgasthalter@SARDVERB.com> -jgasthalter@SARDVERB.com> -jgasthalter@SARDVERB.com> -jgasthalter@SARDVERB.com> -james Hawks -James Hawks -James Hawks -James Mayline -Angus Milne -Angus Milne	Rishi@tcifund.com>	
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela">MariaGabriela</a> . Bianchini@ <snehal@tcifund.com>; srz.com&gt; <a href="Mishi Sunak">Rishi @tcifund.com&gt; <a href="Mishi With">Rishi @tcifund.com&gt; <a href="Mishi With">Mishi With With With With With With With Wi</a></a></a></snehal@tcifund.com>
DATE	2/26/2008	2/26/2008	2/26/2008	2/26/2008
TYPE OF DOCUMENT	Email	attachment attachment	Email and attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	3228	3229	3230	3231

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE			Ω	
BA(	AC	AC	AC/WP	AC
DESCRIPTION	MariaGabriela. Bianchini@srz marc.weingarten@srz.com; Email re. special shareholder .com; Rishi Sunak David.Rosewater@srz.com meeting. <rishi@tcifund.com></rishi@tcifund.com>	Email re. special shareholder meeting.	Email and attachment re. congressional hearing testimony.	Email re. special shareholder meeting.
၁၁	marc.weingarten@srz.com; Email re. David.Rosewater@srz.com meeting.		<tci@sardverb.com></tci@sardverb.com>	
ТО	MariaGabriela. Bianchini@srz .com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	MariaGabriela.Bianchini@srz .com	Snehal Amin  -Snehal@tcifund.com>; Sam Whitehorn -swhitehorn@mcbeestrategi c.com>; Rob Chamberlin -Rochamberlin@mcbeestrate gic.com>; pamela.garvie@klgates.com; marc.weingarten@srz.com; Rosewater, David -David.Rosewater.@srz.com; -; Bianchini, Maria Gabriela -MariaCabriela.Bianchini@s rz.com>; George Sard -CSard@SARDVERB.com>; Renee Soto -RSoto@SARDVERB.com>; pharkins@dfking.com; James Hawks -James@tcifund.com>; Angus.Milne -Angus.Milne -Angus.@tcifund.com>;	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb.< td="">   com&gt;</jgasthalter@sardverb.<>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	2/26/2008	2/26/2008	2/26/2008	2/26/2008
TYPE OF DOCUMENT	Email	Email	attachment attachment	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	3232	3233	3234	3235

Page 484

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE		
	AC	AC
DESCRIPTION	Email re. Ram Trust's proposal.	Email re. congressional hearing testimony.
၁၁	Weingarten, Marc <marc.weingarten@srz.co m&gt;; Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co </marc.weingarten@srz.co 	4TCI@SARDVERB.com>
ТО	Snehal Amin <snehal@tcifund.com>; Rishi Sunak  <rishi@tcifund.com>; George Sard  <gsard@sardverb.com>; Jonathan Gasthalter  <jgasthalter@sardverb.c om="">; Peter Harkins  &lt;</jgasthalter@sardverb.c></gsard@sardverb.com></rishi@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter  - gasthalter@SARDVERB.c om>; Snehal Amin - Snehal@tcifund.com>; Sam Whitehorn - swhitehorn@mcbeestrategi c.com>; Rob Chamberlin - Rosewaterlin@ncom>; pamela.garvie@klgates.com; marc.weingarten@srz.com; rosewater, David - Cavartonom; Rosewaterlingsrz.com; si Bianchini, Maria Gabriela - MariaGabriela. Bianchini@s rz.com>; George Sard - Sard@SARDVERB.com>; Renee Soto - RSoto@SARDVERB.com>; Renee Soto
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>
DATE	2/26/2008	2/26/2008
TYPE OF DOCUMENT	Email	Email
BATES NO.	Withheld	Withheld
NO.	3236	3237

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE																								
8 4	AC																							
DESCRIPTION	Email re. congressional hearing	testimony.																						
၁၁	TCI	<tci@sardverb.com></tci@sardverb.com>																						
0.		Bianchini@   <pharkins@dfking.com>;</pharkins@dfking.com>	Jonathan Gasthalter	<jgasthalter@sardverb.c< td=""><td>om&gt;; Snehal Amin</td><td><snehal@tcifund.com>;</snehal@tcifund.com></td><td>Sam Whitehorn</td><td><swhitehorn@mcbeestrategi< td=""><td>c.com&gt;; Rob Chamberlin</td><td><rchamberlin@mcbeestrate< td=""><td>gic.com&gt;;</td><td>pamela.garvie@klgates.com;</td><td>Weingarten, Marc</td><td><marc.weingarten@srz.com< td=""><td>&gt;; Rosewater, David</td><td><david.rosewater@srz.com< td=""><td>&gt;; George Sard</td><td><gsard@sardverb.com></gsard@sardverb.com></td><td>; Renee Soto</td><td><rsoto@sardverb.com>;</rsoto@sardverb.com></td><td>James Hawks</td><td><james@tcifund.com>;</james@tcifund.com></td><td>Angus Milne</td><td><angus@tcifund.com></angus@tcifund.com></td></david.rosewater@srz.com<></td></marc.weingarten@srz.com<></td></rchamberlin@mcbeestrate<></td></swhitehorn@mcbeestrategi<></td></jgasthalter@sardverb.c<>	om>; Snehal Amin	<snehal@tcifund.com>;</snehal@tcifund.com>	Sam Whitehorn	<swhitehorn@mcbeestrategi< td=""><td>c.com&gt;; Rob Chamberlin</td><td><rchamberlin@mcbeestrate< td=""><td>gic.com&gt;;</td><td>pamela.garvie@klgates.com;</td><td>Weingarten, Marc</td><td><marc.weingarten@srz.com< td=""><td>&gt;; Rosewater, David</td><td><david.rosewater@srz.com< td=""><td>&gt;; George Sard</td><td><gsard@sardverb.com></gsard@sardverb.com></td><td>; Renee Soto</td><td><rsoto@sardverb.com>;</rsoto@sardverb.com></td><td>James Hawks</td><td><james@tcifund.com>;</james@tcifund.com></td><td>Angus Milne</td><td><angus@tcifund.com></angus@tcifund.com></td></david.rosewater@srz.com<></td></marc.weingarten@srz.com<></td></rchamberlin@mcbeestrate<></td></swhitehorn@mcbeestrategi<>	c.com>; Rob Chamberlin	<rchamberlin@mcbeestrate< td=""><td>gic.com&gt;;</td><td>pamela.garvie@klgates.com;</td><td>Weingarten, Marc</td><td><marc.weingarten@srz.com< td=""><td>&gt;; Rosewater, David</td><td><david.rosewater@srz.com< td=""><td>&gt;; George Sard</td><td><gsard@sardverb.com></gsard@sardverb.com></td><td>; Renee Soto</td><td><rsoto@sardverb.com>;</rsoto@sardverb.com></td><td>James Hawks</td><td><james@tcifund.com>;</james@tcifund.com></td><td>Angus Milne</td><td><angus@tcifund.com></angus@tcifund.com></td></david.rosewater@srz.com<></td></marc.weingarten@srz.com<></td></rchamberlin@mcbeestrate<>	gic.com>;	pamela.garvie@klgates.com;	Weingarten, Marc	<marc.weingarten@srz.com< td=""><td>&gt;; Rosewater, David</td><td><david.rosewater@srz.com< td=""><td>&gt;; George Sard</td><td><gsard@sardverb.com></gsard@sardverb.com></td><td>; Renee Soto</td><td><rsoto@sardverb.com>;</rsoto@sardverb.com></td><td>James Hawks</td><td><james@tcifund.com>;</james@tcifund.com></td><td>Angus Milne</td><td><angus@tcifund.com></angus@tcifund.com></td></david.rosewater@srz.com<></td></marc.weingarten@srz.com<>	>; Rosewater, David	<david.rosewater@srz.com< td=""><td>&gt;; George Sard</td><td><gsard@sardverb.com></gsard@sardverb.com></td><td>; Renee Soto</td><td><rsoto@sardverb.com>;</rsoto@sardverb.com></td><td>James Hawks</td><td><james@tcifund.com>;</james@tcifund.com></td><td>Angus Milne</td><td><angus@tcifund.com></angus@tcifund.com></td></david.rosewater@srz.com<>	>; George Sard	<gsard@sardverb.com></gsard@sardverb.com>	; Renee Soto	<rsoto@sardverb.com>;</rsoto@sardverb.com>	James Hawks	<james@tcifund.com>;</james@tcifund.com>	Angus Milne	<angus@tcifund.com></angus@tcifund.com>
		<mariagabriela.bianchini@< td=""><td>srz.com&gt;</td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></mariagabriela.bianchini@<>	srz.com>																					
DATE	2/26/2008																							
TYPE OF DOCUMENT	Email																							
NO.	Withheld																							
NO.	3238																							

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC																				
DESCRIPTION	Email re. congressional hearing	testimony.																			
၁၁	TCI@SARDVERB.com																				
ТО		<snehal@tcifund.com>;</snehal@tcifund.com>	pharkins@dfking.com;	jgasthalter@SARDVERB.co	m;	swhitehorn@mcbeestrategic.	com;	Rchamberlin@mcbeestrategi	c.com;	pamela.garvie@klgates.com;	Weingarten, Marc	<marc.weingarten@srz.com< th=""><th>&gt;; Rosewater, David</th><th><david.rosewater@srz.com< th=""><th>&gt;; GSard@SARDVERB.com;</th><th>RSoto@SARDVERB.com;</th><th>James Hawks</th><th><james@tcifund.com>;</james@tcifund.com></th><th>Anaus Milne</th><th><angus@tcifund.com></angus@tcifund.com></th><th>)</th></david.rosewater@srz.com<></th></marc.weingarten@srz.com<>	>; Rosewater, David	<david.rosewater@srz.com< th=""><th>&gt;; GSard@SARDVERB.com;</th><th>RSoto@SARDVERB.com;</th><th>James Hawks</th><th><james@tcifund.com>;</james@tcifund.com></th><th>Anaus Milne</th><th><angus@tcifund.com></angus@tcifund.com></th><th>)</th></david.rosewater@srz.com<>	>; GSard@SARDVERB.com;	RSoto@SARDVERB.com;	James Hawks	<james@tcifund.com>;</james@tcifund.com>	Anaus Milne	<angus@tcifund.com></angus@tcifund.com>	)
FROM	Bianchini, Maria Gabriela	briela.Bianchini@	srz.com>																		
DATE	2/26/2008																				
TYPE OF DOCUMENT	Email																				
BATES NO.	Withheld																				
NO.	3239																				

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC/WP
DESCRIPTION	Email re. congressional hearing testimony.	Email re. congressional hearing testimony.	Email re. congressional hearing testimony.	Email containing attorney-client communications and attachment of draft congressional hearing testimony.
၁၁	'MariaGabriela Bianchini@s rz.com'; 'pharkins@dfking.com'; 'jgasthalter@SARDVERB.com'; 'swhitehom@mcbeestrategi c.com'; 'Rchamberlin@mcbeestrategi gic.com'; 'marc.weingarten@srz.com'; 'marc.weingarten@srz.com'; 'GSard@SARDVERB.com'; 'GSard@SARDVERB.com'; 'GSard@SARDVERB.com'; 'James Hawks <james <james@toffund.com="" hawks="">; 'C:alames@toffund.com&gt;; 'C:alames@toffund.</james>			
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	ia Gabriela   Angus Milne ia.Bianchini@ <angus@tcifund.com></angus@tcifund.com>	ia Gabriela   Angus Milne ia.Bianchini@ <angus@tcifund.com></angus@tcifund.com>	Rebecca Lo <rebecca@tcifund.com></rebecca@tcifund.com>
FROM	Angus@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Angus Milne <angus@tcifund.com></angus@tcifund.com>
DATE	2/26/2008	2/26/2008	2/26/2008	2/26/2008
TYPE OF DOCUMENT	Email	Email	Email	Email and attachment
BATES NO.	Withheld	Withheld	Withheld	Withheld
ON.		3241	3242	3243

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

民道							
BASIS FOR PRIVILEGE	AC/WP	AC	AC	AC + WC	AC	AC	AC
DESCRIPTION	Email containing attorney-client communications and attachment of draft congressional hearing testimony.	Email re. the indemnity agreement between Oliver Wyman and TCI	Edits on the indemnity agreement between Oliver Wyman and TCI.	Email re. guidance preparing for congressional hearing.	Chris Hohn   Discussion about the independence   AC <chris@tcifund.com>; Rishi of potential nominees and the lack   Sunak</chris@tcifund.com>	Comments on draft of TCI's testimony to the congressional rail committee.	Discussion about TCI's press strategy.
၁၁				Rishi Sunak <rishi@tcifund.com>; mike.oneil@klgates.com</rishi@tcifund.com>	Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>		Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
ТО	Rebecca Lo <rebecca@toifund.com></rebecca@toifund.com>	Bianchini, Maria Gabriela AMariaGabriela. Bianchini@s   rz.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Weingarten, Marc <marc. weingarten@srz.com="">; pamela.garvie@klgates.com; Snehal Amin <snehal@tcifund.com>; Rob Chamberlin <rchamberlin@mcbeestrate gic.com="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></rchamberlin@mcbeestrate></snehal@tcifund.com></marc.>	GSard@SARDVERB.com; igasthalter@SARDVERB.co m	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	GSard@SARDVERB.com; pharkins@dfking.com; marc.weingarten@srz.com
FROM	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	2/26/2008	2/26/2008	2/26/2008	2/26/2008	2/26/2008	2/26/2008	2/26/2008
TYPE OF DOCUMENT	Email and attachment	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3244	3245	3246	3247   \	3248	3249 V	3250 \

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

6 III	
BASIS FOR PRIVILEGE	AC/WP
DESCRIPTION	Email chain with comments on TCI's congressional testimony along with the working draft of the testimony.
၁၁	TCI@SARDVERB.com>
10	Jonathan Gasthalter <pre> <igasthalter@sardverb.c om="">; Snehal Amin <snehal@tefund.com>; Sam Whitehorn <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin <rchamberlin@mcbeestrategi c.com="">; pamela.garvie@klgates.com; marc.weingarten@srz.com; Rosewater, David <david.rosewater@srz.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com="">; George Sard <gsard@sardverb.com>; Renee Soto <rsoto@sardverb.com>; pharkins@dfking.com; james Hawks <james@teffund.com>; Angus Milne <angus <angus="" milne="" milne<="" td=""></angus></james@teffund.com></rsoto@sardverb.com></gsard@sardverb.com></mariagabriela.bianchini@s></david.rosewater@srz.com></rchamberlin@mcbeestrategi></swhitehorn@mcbeestrategi></snehal@tefund.com></igasthalter@sardverb.c></pre>
FROM	Angus@tcifund.com>
DATE	2/26/2008
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	3251

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC
DESCRIPTION	Discussions about the congressional testimony with an attached working draft.	Discussion among management- level employees about legal advice received pertaining to the independence of potential nominees and the lack of ties between the independent nominees and TCI.
၁၁	<tci@sardverb.com></tci@sardverb.com>	
ТО	Jonathan Gasthalter   Sigasthalter@SARDVERB.c   Sigasthalter@SARDVERB.c   Sahal@kifund.com>;   Sam Whitehorn   Sam Whitehorn	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Angus@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>
DATE	2/26/2008	2/26/2008
TYPE OF DOCUMENT	Email	Email
BATES NO.	Withheld	Withheld
NO.	3252 V	3253 V

Page 491

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

FOR			0	0	
BASIS FOR PRIVILEGE	AC	AC	AC/WP/JD	AC/WP/JD	AC
DESCRIPTION	Discussion among management- level employees about legal advice received pertaining to the independence of potential nominees and the lack of ties between the independent nominees and TCI.	Discussion about TCI's press strategy.	Whitepaper Presentation	Whitepaper Presentation	Email chain re. legal contract inquiry.
၁၁	Rishi@tcifund.com>				Rishi@tcifund.com>
10	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»; Bianchini, Maria Gabriela «MariaGabriela.Bianchini@s rz.com»	Daniel Schwartz <dschwartz@3g- capital.com="">; Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></rishi@tcifund.com></dschwartz@3g->	Snehal Amin «Snehal@tcifund.com»; Sheys, Kevin «Kevin.Sheys@klgates.com
FROM	Chris@tcifund.com>	Peter Harkins <pre>cpharkins@dfking.com&gt;</pre>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Garvie, Pamela Snehal Amin chamela.garvie@klgates.c cSnehal@tcifund.com>; om> cSnehal@tcifund.com>; om> cSneys, Kevin cKevin.Sheys@klgates.c
DATE	2/26/2008	2/26/2008	2/26/2008	2/26/2008	2/26/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3254	3255	3256	3257	3258

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	O	0	0	
DESCRIPTION	Discussions around hearing AC preparation.	Email re. hearing preparation. AC	Email re. hearing preparation.	Discussion of media strategy AC
၁၁	Rishi Sunak <rishi@tcifund.com>; O'Neil, Mike <mike.oneil@klgates.com></mike.oneil@klgates.com></rishi@tcifund.com>	Rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; mike.oneil@klgates.com</rishi@tcifund.com>	TCI <tci@sardverb.com></tci@sardverb.com>
ТО	Sam Whitehorn <pre>swhitehorn@mcbeestrategi</pre>	Snehal Amin Rishi Sunak <snehal@tcifund.com>; Rob <rishi@tcifund.com> Chamberlin <achamberlin@mcbeestrate gic.com="">; pamela.garvie@klgates.com; marc.weingarten@srz.com; Bianchini, Maria Gabriela <amariagabriela.bianchini@s rz.com=""></amariagabriela.bianchini@s></achamberlin@mcbeestrate></rishi@tcifund.com></snehal@tcifund.com>	pamela.garvie@klgates.com; Rishi Sunak Snehal Amin <snehal@tcifund.com>; Rob mike.oneil@klgates.com Chamberlin <rchamberlin@mcbeestrate gic.com="">; marc.weingarten@srz.com; MariaGabriela.Bianchini@srz .com</rchamberlin@mcbeestrate></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	George Sard Snehal Amin <gsard@sardverb.com <snehal@tcifund.com=""></gsard@sardverb.com>
DATE	2/26/2008	2/26/2008	2/26/2008	2/26/2008
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	3259 \	3260 \	3261	3262

Page 493

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE			AC+ WP							
	AC	AC	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Discussions about TCI's news coverage.	Rishi Sunak  -Rishi@toifund.com>; Chris addressing issues raised in Hohn  TCI/CSX's press coverage in the -Chris@tcifund.com>; congressional testimony.	Email chain re. a news article that allegedly misquoted facts about TCI.	Email chain re. a news article that allegedly misquoted facts about TCI.	Comments about TCI's press coverage.	igasthalter@SARDVERB.co Email chain re. a news article that allegedly misquoted facts about TCI.	igasthalter@SARDVERB.co Discussions about TCI's news coverage.	Email chain re. a news article that allegedly misquoted facts about TCI.	igasthalter@SARDVERB.co Email chain re. a news article that mm allegedly misquoted facts about TCI.	Email chain re. a news article that allegedly misquoted facts about TCI.
၁၁	Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>			Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>		jgasthalter@SARDVERB.co m	jgasthalter@SARDVERB.cc m	Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>	jgasthalter@SARDVERB.co m	Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela. bianchini@s<br="">rz.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rahul Moodgal <rahul@tcifund.com>; Chris Hohn <chris@tcifund.com></chris@tcifund.com></rahul@tcifund.com>	GSard@SARDVERB.com	GSard@SARDVERB.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	GSard@SARDVERB.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	George Sard Snehal Amin <gsard@sardverb.com <snehal@tcifund.com=""> &gt;</gsard@sardverb.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	George Sard <gsard@sardverb.com <chris@tcifund.com=""> &gt;</gsard@sardverb.com>	George Sard Snehal Amin <gsard@sardverb.com <snehal@tcifund.com=""> &gt;</gsard@sardverb.com>	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	DVERB.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard Snehal Amin <gsard@sardverb.com <snehal@tcifund.com=""> &gt;</gsard@sardverb.com>
DATE	2/27/2008	2/27/2008	2/27/2008	2/27/2008	2/27/2008	2/27/2008	2/27/2008	2/27/2008	2/27/2008	2/27/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	TC109526219	TCI0952824 -	1	TCI0952836 - TCI0952838		TC10952888 - TC10952892	TCI0952893	TCI0952894 - TCI0952899	TC10952900 - TC10952905	TC10952906 - TC10952912
NO.	262	263	264	265	266	267	268	569	270	271

Page 494

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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BASIS FOR PRIVILEGE	AC	AC	AC
DESCRIPTION	about in the	about n the	about in the
၁၁	Rishi Sunak  RRishi@tcifund.com>; Chris addressing issues raised in Hohn CChris@tcifund.com>; CChris@tcifund.com>; Bianchini, Maria Gabriela MariaGabriela.Bianchini@ srz.com>; James Hawks <james@tcifund.com></james@tcifund.com>	Rishi Sunak  -Rishi@tcifund.com>; Chris addressing issues raised in Hohn  -Chris@tcifund.com>; congressional testimony.  Bianchini, Maria Gabriela -MariaGabriela.Bianchini@ srz.com>; James Hawks -James@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Chris addressing issues raised in TCI/CSX's press coverage i congressional testimony.  James Hawks  <james@tcifund.com></james@tcifund.com></rishi@tcifund.com>
ТО	Snehal @tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	ia Gabriela Rahul Moodgal a.Bianchini@ <rahul@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rahul@tcifund.com>
FROM		Rahul@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	2/27/2008	2/27/2008	2/27/2008
TYPE OF DOCUMENT	Email	Email	Email
BATES NO.	TCl0961380 -	TCl0961386 -	TCI0961390 -
ON	362	363	364

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP
DESCRIPTION	Congressional testimony edits.
၁၁	
ОТ	Snehal Amin  -Snehal@tcifund.com>; Rishi Sunak  -Rishi@tcifund.com>; swhitehorn@mcbeestrategic. com; GSard@SARDVERB.com; Jonathan Gasthalter -igasthalter@SARDVERB.com; James Hawks  -James Hawks  -James@tcifund.com>; Rahul Moodgal  -Rahul
FROM	Bianchini, Maria Gabriela Snehal Amin <pre> </pre> <pre> <pre> <pre></pre></pre></pre>
DATE	2/27/2008
TYPE OF DOCUMENT	E a a ii
BATES NO.	Withheld
ON	3263

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC
DESCRIPTION	Email chain of comments on recent AC/WP edits of the congressional testimony and the draft itself.	Comments on edits of the indemnity AC agreement with Wyman.
၁၁		
ТО	Snehal Amin  -Snehal@tcifund.com>; Rishi Sunak  -Rishi@tcifund.com>; swhitehorn@mcbeestrategic. com; GSard@SARDVERB.com; Jonathan Gasthalter -igasthalter@SARDVERB.c om>; pharkins@dfking.com; James Hawks -James@tcifund.com>; Rahul Moodgal -Rahul@tcifund.com>; Rahul@tcifund.com>; Wangadten, Marc -Angus@tcifund.com>; Weingarten, Marc -Kaharc.Weingarten@srz.com >; Rosewater, David -CDavid.Rosewater@srz.com	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>
FROM	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@< th=""><th>Bianchini, Maria Gabriela Rishi Sunak  <mariagabriela.bianchini@ <rishi@tcifund.com="">;  Srz.com&gt;  <snehal <snehal@tcifund.com="" amin="">;</snehal></mariagabriela.bianchini@></th></mariagabriela.bianchini@<>	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com="">;  Srz.com&gt;  <snehal <snehal@tcifund.com="" amin="">;</snehal></mariagabriela.bianchini@>
DATE	2/27/2008	2/27/2008
TYPE OF DOCUMENT	Email	Email
BATES NO.	Withheld	Withheld
NO.	3264	3265

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP
DESCRIPTION	Donathan Gasthalter   Bianchini, Maria Gabriela   TCI
၁၁	<tci@sardverb.com></tci@sardverb.com>
ТО	Bianchini, Maria Gabriela <a href="MariaGabriela">MariaGabriela</a> . Snehal Amin <a href="Snehal@tcifund.com">Asnehal@tcifund.com</a> ; Rishi Sunak <a href="Rishi@tcifund.com">Asishi@tcifund.com</a> ; Swhitehorn@mcbeestrategic. com; George Sard <a href="Gasard@SARDVERB.com">Assard@SARDVERB.com</a> ; pharkins@dfking.com; James Hawks <a href="James@drefund.com">Angus Milne</a> <a href="Angus@drefund.com">Angus Milne</a>
FROM	Jonathan Gasthalter signsthalter@SARDVERB. com>
DATE	2/27/2008
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	3266

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	ACMP	AC/WP	AC/WP
DESCRIPTION	Email chain re. edits of the Congressional testimony.	Email chain re. edits of the Congressional testimony.	Email chain re. edits of the AC congressional testimony.
၁၁	TCI@SARDVERB.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></james@tcifund.com>
ТО	Bianchini, Maria Gabriela TCI <a href="Monthle-color: blue;">Maria Gabriela Hornow; Snehal Amin <a href="Monthle-color: blue;">A TCI@SARDVERB.com&gt;rz.com&gt;; Snehal Amin <a href="Monthle-color: blue;">A TCI@SARDVERB.com&gt;rz.com&gt;; Snehal Amin <a href="Monthle-color: blue;">A TCI@SARDVERB.com&gt;; Shehi@trifund.com&gt;; Swhitehorn@mcbeestrategic.com; George Sard <a href="Monthle-color: blue;">A GSard@SARDVERB.com&gt;; Shehil@trifund.com&gt;; A Tahul Moodgal <a href="Monthle-color: blue;">A Tahul Moodgal <a href="Monthle-color: blue;">A Rahul Moodgal <a href="Monthle-color: blue;">A Rahul Moodgal <a href="Monthle-color: blue;">A Rahul Moodgal <a href="Monthle-color: blue;">A Meingarten Marc <a href="Monthle-color: blue;">A Manga Grifund.com&gt;; Monthle-color: blue;</a> Angus Milne <a href="Monthle-color: blue;">A Manga Milne <a href="Monthle-color: blue;">A Manga Milne <a href="Monthle-color: blue;">A Meingarten Marc <a href="Monthle-color: blue;">A Manga Milne <a href="Monthle-color: blue;">A Meingarten Marc <a href="Monthle-color: blue;">A Manga Milne <a href="Monthle-color: blue;">A Meingarten Marc <a href="Monthle-color: blue;">Monthle-color: blue;</a> Angus Milne <a href="Monthle-color: blue;">A Meingarten Marc <a href="Monthle-color: blue;">Monthle-color: blue;</a> Angus Milne <a href="Monthle-color: blue;">A Meingarten Marc <a href="Monthle-color: blue;">A Meingarten David <a href="Monthle-color: blue;">A Meingarten David <a href="Monthle-color: blue;">B Meingarten David <a href="Monthle-color: blue;">B Meingarten David </a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>		

Page 499

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC.
DESCRIPTION	Email chain re. edits of the congressional testimony.
၁၁	<tci@sardverb.com></tci@sardverb.com>
ТО	Weingarten, Marc  Jonathan Gasthalter  Amarc.Weingarten@srz.co  Sigasthalter@SARDVERB.com>  Cabriela  AmariaGabriela Bianchini@s  Iz.com>; Snehal Amin  AshariaGabriela Bianchini@s  AshariaGabriela Bianchini@s  AshariaGabriela Bianchini@s  AshariaGabriela Bianchini@s  AshariaGabriela Bianchini@s  AshariaGabriela Com>; Suchamberlin@mobeestrategi  Com; George Sard  AshariasGafking.com; James Hawks  Almes Hawks  Almes Hawks  Almes Hawks  AshariaGabriela Com>; Angus Milne  Abayid.Rosewater, David  Posewater, David  Abayid.Rosewater, David  Abayid.Rosewater, David
FROM	Weingarten, Marc <a href="mailto:weingarten@srz.co">weingarten@srz.co</a> <a href="mailto:weingarten">weingarten@srz.co</a> <a href="mailto:weingarten">weingarten@srz.co</a> <a href="mailto:weingarten">weingarten@srz.co</a> <a href="mailto:weingarten">weingarten@srz.co</a> <a href="mailto:weingarten">weingarten@srz.co</a> <a href="mailto:weingarten">weingarten</a>
DATE	2/27/2008
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	3270 \

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP
DESCRIPTION	Email chain re. edits of the congressional testimony.
၁၁	<tci@sardverb.com></tci@sardverb.com>
ТО	Weingarten, Marc  Jonathan Gasthalter  Amarc. Weingarten@srz.co  igasthalter@SARDVERB.com>  m>; Bianchini, Maria  Gabriela  AmariaGabriela. Bianchini@s  rz.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak  Ashishi Sunak  Ashishi Gurian Com&gt;; Swhitehorn@mcbeestrategic.  com; George Sard  GSard@SARDVERB.com&gt; ; pharkins@dfking.com; James Hawks  <james -ang<="" -angus="" -james="" hawks="" milne="" td="" wilne=""></james></snehal@tcifund.com>
FROM	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 
DATE	2/27/2008
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	3271

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP/JD	AC/WP	AC/WP	AC/WP
DESCRIPTION	Email chain re. counsel edits of the AC/WP/JD proxy statement.	Email chain re, edits of the congressional testimony.	Email chain re, edits of the congressional testimony.	Email chain re, edits of the congressional testimony
၁၁	Weingarten, Marc <marc.weingarten@srz.co m="">; Rosewater, David <david.rosewater@srz.co m="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com=""></mariagabriela.bianchini@></david.rosewater@srz.co></marc.weingarten@srz.co>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></james@tcifund.com>
ТО	Snehal Amin Weingarten, Marc Snehal@tcifund.com>; <marc.weingarten@rishi sunak<="" th=""><th>Bianchini, Maria Gabriela <mariagabriela bianchini@s<br="">rz.com&gt;</mariagabriela></th><th>Bianchini, Maria Gabriela James Hawks <mariagabriela <james@tcifund.com="" bianchini@s="">; Zcom&gt; CSnehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></mariagabriela></th><th>Bianchini, Maria Gabriela James Hawks   AmariaGabriela Bianchini@s   Ames@tcifund.com&gt;;   Snehal Amin   Snehal Amin   Snehal Gitcifund.com&gt;;   Rishi Sunak   Rishi@tcifund.com&gt;</th></marc.weingarten@rishi>	Bianchini, Maria Gabriela <mariagabriela bianchini@s<br="">rz.com&gt;</mariagabriela>	Bianchini, Maria Gabriela James Hawks <mariagabriela <james@tcifund.com="" bianchini@s="">; Zcom&gt; CSnehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></mariagabriela>	Bianchini, Maria Gabriela James Hawks   AmariaGabriela Bianchini@s   Ames@tcifund.com>;   Snehal Amin   Snehal Amin   Snehal Gitcifund.com>;   Rishi Sunak   Rishi@tcifund.com>
FROM	Tomasetti, Nicholas Snehal Amin <a href="Nicholas">Nicholas</a> . Tomasetti@srz.c <a href="Snehal@tcifund.com">Snehal@tcifund.com</a> ;  Rishi @sunak <a href="Rishi@tcifund.com">Rishi @strimatz@3G-Capital.cgsardwartz@3G-Capital.cgsardwartz@3G-Capital.cgsardwartz@3G-Capital.cgsardwartz@3G-Capital.cgsardwartz.com; jgasthalter@sardwertb.com; pharkins@dfking.com; rgrubaugh@dfking.com; rchamberlin@mcbeesstrat ic.com; swhitehorn@mcbeestrat com</a>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>
DATE	2/27/2008	2/27/2008	2/27/2008	2/27/2008
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	3272	3273	3274	3275

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

TYPE OF	D	DATE	FROM	<b>D</b>	23	DESCRIPTION	BASIS FOR
DOCUMENT							PRIVILEGE
Email   2/27/2008   Bianchini, Maria Gabriela   Rahul Moodgal		Bianchini, Maria	Gabriela	Rahul Moodgal	James Hawks	Email chain re. edits of the	AC
<mariagabriela.i< td=""><td><mariagabriela.< td=""><td><mariagabriela.i< td=""><td>3ianchini@</td><td>.Bianchini@   <rahul@tcifund.com></rahul@tcifund.com></td><td><james@tcifund.com>;</james@tcifund.com></td><td>congressional testimony.</td><td></td></mariagabriela.i<></td></mariagabriela.<></td></mariagabriela.i<>	<mariagabriela.< td=""><td><mariagabriela.i< td=""><td>3ianchini@</td><td>.Bianchini@   <rahul@tcifund.com></rahul@tcifund.com></td><td><james@tcifund.com>;</james@tcifund.com></td><td>congressional testimony.</td><td></td></mariagabriela.i<></td></mariagabriela.<>	<mariagabriela.i< td=""><td>3ianchini@</td><td>.Bianchini@   <rahul@tcifund.com></rahul@tcifund.com></td><td><james@tcifund.com>;</james@tcifund.com></td><td>congressional testimony.</td><td></td></mariagabriela.i<>	3ianchini@	.Bianchini@   <rahul@tcifund.com></rahul@tcifund.com>	<james@tcifund.com>;</james@tcifund.com>	congressional testimony.	
srz.com>	srz.com>	srz.com>			Snehal Amin		
					<snehal@tcifund.com>;</snehal@tcifund.com>		
					Rishi Sunak		
					<rishi@tcifund.com></rishi@tcifund.com>		
Email   2/27/2008   Bianchini, Maria Gabriela   Rahul Moodgal		Bianchini, Maria G	sabriela	Rahul Moodgal	James Hawks	Email chain re. edits of the	AC/WP

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP
DESCRIPTION	Email chain re. edits of the congressional testimony.
၁၁	<tci@sardverb.com></tci@sardverb.com>
ТО	Weingarten, Marc <a href="Mailto:Amarc">Amarc</a> <a href="Mailto:Amarc">Amarc.Weingarten@srz.com"&gt;Amarc.Weingarten@srz.com</a> <a href="Mailto:Amarcapticab">Amarcam: Bianchini, Maria</a> <a href="Mailto:Amarcapticab.">Amarcam: Bianchini, Maria</a> <a href="Mailto:Amarcapticab.">Amarcam: Bianchini@s</a> <a href="Mailto:Amarcapticab.">Amarcam: Amarcam: Amarcapticam.</a> <a href="Mailto:Amarcapticab.">Amarcam: Amarcam: Amarcapticab.</a> <a href="Mailto:Amarcapticab.">Amarcapticab.</a> <a href="Mailto:Amarcapticab.">Amarcapt</a>
FROM	Peter Harkins @dfking.com>
DATE	2/27/2008
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	3278

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC
DESCRIPTION	Email chain re. edits of the congressional testimony.	Email chain re. edits of the congressional testimony.
၁၁	TCI <tci@sardverb.com></tci@sardverb.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></james@tcifund.com>
10	Weingarten, Marc <a href="Mailto:Abarcher:"><a h<="" th=""><th>Bianchini, Maria Gabriela James Hawks   AmariaGabriela.Bianchini@s <james@tcifund.com>; <snehal amin<="" p=""> <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></snehal></james@tcifund.com></th></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>	Bianchini, Maria Gabriela James Hawks   AmariaGabriela.Bianchini@s <james@tcifund.com>; <snehal amin<="" p=""> <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></snehal></james@tcifund.com>
FROM	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>
DATE	2/27/2008	2/27/2008
TYPE OF DOCUMENT	Email	Email
BATES NO.	Withheld	Withheld
NO.	3279 V	3280 V

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

왕 등																							
BASIS FOR PRIVILEGE	AC					AC												AC					
DESCRIPTION	Email chain re. edits of the congressional testimony.					Email chain re. edits of the	congressional testimony.					Email chain re. edits of the	congressional testimony.					Email chain re. edits of the	congressional testimony.				
၁၁	James Hawks <james@tcifund.com>;</james@tcifund.com>	Snehal Amin	<snehal@tcifund.com>;</snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>	James Hawks	<james@tcifund.com>;</james@tcifund.com>	Snehal Amin	<snehal@tcifund.com>;</snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>	James Hawks	<james@tcifund.com>;</james@tcifund.com>	Snehal Amin	<snehal@tcifund.com>;</snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>	James Hawks	<james@tcifund.com>;</james@tcifund.com>	Snehal Amin	<snehal@tcifund.com>;</snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>
ТО	Bianchini, Maria Gabriela James Hawks James Hawks Sianchini@s Sianchini@s	rz.com>				Bianchini, Maria Gabriela	<mariagabriela.bianchini@s <james@tcifund.com=""  ="">;</mariagabriela.bianchini@s>	rz.com>				Rahul Moodgal	<rahul@tcifund.com></rahul@tcifund.com>					Rahul Moodgal	<rahul@tcifund.com></rahul@tcifund.com>				
FROM	Rahul Moodgal   <rahul@tcifund.com></rahul@tcifund.com>	)				Rahul Moodgal	<rahul@tcifund.com></rahul@tcifund.com>					Bianchini, Maria Gabriela	<mariagabriela.bianchini@ <rahul@tcifund.com=""  =""></mariagabriela.bianchini@>	srz.com>				Bianchini, Maria Gabriela	<mariagabriela.bianchini@ <rahul@tcifund.com=""  =""></mariagabriela.bianchini@>	srz.com>			
DATE	2/27/2008					2/27/2008						2/27/2008						2/27/2008					
TYPE OF DOCUMENT	Email					Email						Email						Email					
BATES NO.	Withheld					Withheld						Withheld						Withheld					
NO.	3281					3282						3283						3284					

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC.
DESCRIPTION	Email chain re. edits of the congressional testimony.
၁၁	<tci@sardverb.com></tci@sardverb.com>
ОТ	B.C. (8) S.C. (1) S.C. (2) S.C. (3) S.C. (4) S.C. (4) S.C. (5) S.C. (5) S.C. (6) S.C
FROM	Weingarten, Marc <pre></pre>
DATE	2/27/2008
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	3285

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC
DESCRIPTION	Email chain re. edits of the congressional testimony.	Rishi Sunak  Alishi@tcifund.com>; Chris issues raised in TCI/CSX's press Hohn  Coverage in the congressional coverage in the congressional testimony.  Bianchini, Maria Gabriela AmariaGabriela.Bianchini@ srz.com>; James Hawks  James@tcifund.com>
၁၁	TCI@SARDVERB.com>	Rishi Sunak <rishi@tcifund.com>; Chris Hohn <chris@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;; James Hawks <james@tcifund.com></james@tcifund.com></mariagabriela.bianchini@ </chris@tcifund.com></rishi@tcifund.com>
10	Peter Harkins <pre><pre><pre>cpharkins@dfking.com&gt;; Jonathan Gasthalter  <pre><dabriela th=""  <=""><th>Snehal @tcifund.com&gt;</th></dabriela></pre></pre></pre></pre>	Snehal @tcifund.com>
FROM	Weingarten (@srz.co   cpharkins@dfking.com>; m>   donathan Gasthalter	Rahul@tcifund.com>
DATE	2/27/2008	2/27/2008
TYPE OF DOCUMENT	Email	Email
BATES NO.	Withheld	Withheld
NO.	3286 \	3287 \

Filed 06/04/2008

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

												_						_					
BASIS FOR PRIVILEGE	AC											AC						AC					
DESCRIPTION	Email chain re. edits of the					Email chain re. edits of the	congressional testimony.					Email chain re. edits of the	congressional testimony.					Email chain re. edits of the	congressional testimony.				
၁၁	James Hawks	Snehal Amin	<snehal@tcifund.com>;</snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>	James Hawks	<james@tcifund.com>;</james@tcifund.com>	Snehal Amin	<snehal@tcifund.com>;</snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>	James Hawks	<james@tcifund.com>;</james@tcifund.com>	Snehal Amin	<snehal@tcifund.com>;</snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>	James Hawks	<james@tcifund.com>;</james@tcifund.com>	Snehal Amin	<snehal@tcifund.com>;</snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>
ТО	Bianchini, Maria Gabriela	rz.com> Snehal Amin				Bianchini, Maria Gabriela	<mariagabriela.bianchini@s <james@tcifund.com="">;</mariagabriela.bianchini@s>	rz.com>				Bianchini, Maria Gabriela	<mariagabriela.bianchini@s <james@tcifund.com=""  ="">;</mariagabriela.bianchini@s>	rz.com>				Rahul Moodgal	a.Bianchini@   <rahul@tcifund.com></rahul@tcifund.com>				
FROM	Rahul Moodgal					Rahul Moodgal	<rahul@tcifund.com></rahul@tcifund.com>					Rahul Moodgal	<rahul@tcifund.com></rahul@tcifund.com>					Bianchini, Maria Gabriela	<mariagabriela.bianchini@< td=""><td>srz.com&gt;</td><td></td><td></td><td></td></mariagabriela.bianchini@<>	srz.com>			
DATE	2/27/2008					2/27/2008						2/27/2008						2/27/2008					
TYPE OF DOCUMENT	Email					Email						Email						Email					
BATES NO.	Withheld					Withheld						Withheld						Withheld					
NO.	3288					3289						3290						3291					

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE		
	. AC	/· AC
DESCRIPTION	Email chain re. edits of the congressional testimony.	Email chain re. edits of the congressional testimony.
၁၁	<tci@sardverb.com></tci@sardverb.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></james@tcifund.com>
10	Weingarten, Marc <a href="Mailto:Amarc.Weingarten@srz.com"> <a href="Mailto:Amarc.Weingarten@srz.com"> <a href="Mailto:Amarc.Weingarten@sz.com"> <a href="Mailto:Amarc.Mailto:Amarc.Banchini"> <a href="Mailto:Amarc.Banchini@s"> <a href="Mailto:Amarc.Banchini@mcbeestrategic.gom"> <a href="Mailto:Amarc.Banchini.gom"> <a href="Mailto:Amarc.Banchini.gom"> <a href="Mailto:Amarc.Banchini.gom"> <a href="Mailto:Amarc.Banchini.gom"> <a href="Mailto:Amarc.gom"> </a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>	

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	PC V
DESCRIPTION	Email chain re. edits of the congressional testimony.
၁၁	<tci@sardverb.com></tci@sardverb.com>
ТО	Weingarten, Marc <a href="Mailto:Amarc">ACI@SARDVERB.com&gt; &gt;; Peter Harkins</a> <a href="Act of-Amarc">ACI@SARDVERB.com&gt; &gt;; Peter Harkins</a> <a href="Act of-Amarc">ACI@SARDVERB.com&gt; <a href="Act of-Amarc">ACI@SARDVERB.com&gt; <a href="Act of-Amarc">ACI@SARDVERB.com&gt; <a href="Act of-Amarc">ACI@SARDVERB.com&gt; <a href="Act of-Amarc">ACIAMARDVERB.com&gt; <a href="Act of-Amarc">ACIAMARDVERB.com&gt; <a href="Act of-Amarc">ACIAMARDVERB.com&gt; <a href="Act of-Amarc">ACIAMARD ACIAMARD ACIAMARD ACIAMARD <a href="Act of-Amarc">ACIAMARD ACIAMARD <a href="Act of-Amarc">ACIAMARD ACIAMARD <a href="Act of-Amarc">ACIAMARD ACIAMARD <a href="Act of-Amarc">ACIAMARD <a href="Act of-Amarc">ACIAM</a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>
FROM	<rahul@tcifund.com></rahul@tcifund.com>
DATE	2/27/2008
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
NO.	3294

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC
DESCRIPTION	Email chain re. edits of the congressional testimony.	Email chain re. edits of the congressional testimony.
၁၁	<tci@sardverb.com></tci@sardverb.com>	James Hawks <james@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></james@tcifund.com>
10	Weingarten, Marc <a href="Mailto:ABARDVERB.com"> ITCI @SARDVERB.com&gt; &gt;; Peter Harkins</a> <a href="Mailto:ABARDVERB.c"> <a href="Mailto:ABARDVERB.com"> </a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>	

Page 513

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

	T
BASIS FOR PRIVILEGE	PC PC
DESCRIPTION	Email chain re. edits of the congressional testimony.
၁၁	<tci@sardverb.com></tci@sardverb.com>
ТО	Sam Whitehorn  Swhitehorn@mcbeestrate <a href="Mainton">Swhitehorn@mcbeestrate"&gt;Swhitehorn@mcbeestrate</a> <a href="Mainton">Swhitehorn@mcbeestrate</a> <a href="Mainton">Sher Harkins</a> <a href="Mainton">Sh</a>
FROM	Sam Whitehorn @mcbeestrate gic.com>
DATE	2/27/2008
TYPE OF DOCUMENT	Email
BATES NO.	Withheld
ON	3303

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

Sam Whitehorn Weingarten Marc
Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 
; James Hawks
<james@tcifund.com>;</james@tcifund.com>
Rahul Moodgal
<rahul@tcifund.com>;</rahul@tcifund.com>
<angus@tcifund.com>;</angus@tcifund.com>
^

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR	PRIVILEGE	AC/WP																								
DESCRIPTION		Email chain re. comments from	outside counsel on the draft of the	congressional testimony to in-house	counsel.																					
၁၁																										
01		Sam Whitehorn	<mariagabriela.bianchini@ <swhitehorn@mcbeestrategi="" p=""  =""  <=""></mariagabriela.bianchini@>	c.com>; Rob Chamberlin	<rchamberlin@mcbeestrate< td=""><td>gic.com&gt;;</td><td>GSard@SARDVERB.com;</td><td>Jonathan Gasthalter</td><td><jgasthalter@sardverb.c< td=""><td>om&gt;;</td><td>RSoto@SARDVERB.com;</td><td>pharkins@dfking.com;</td><td>Weingarten, Marc</td><td><marc.weingarten@srz.com< td=""><td>&gt;; Rosewater, David</td><td><david.rosewater@srz.com< td=""><td>&gt;; Snehal Amin</td><td><snehal@tcifund.com>;</snehal@tcifund.com></td><td>Rishi Sunak</td><td><rishi@tcifund.com>;</rishi@tcifund.com></td><td>James Hawks</td><td><james@tcifund.com>;</james@tcifund.com></td><td>Angus Milne</td><td><angus@tcifund.com>;</angus@tcifund.com></td><td>Rahul Moodgal</td><td><rahul@tcifund.com></rahul@tcifund.com></td></david.rosewater@srz.com<></td></marc.weingarten@srz.com<></td></jgasthalter@sardverb.c<></td></rchamberlin@mcbeestrate<>	gic.com>;	GSard@SARDVERB.com;	Jonathan Gasthalter	<jgasthalter@sardverb.c< td=""><td>om&gt;;</td><td>RSoto@SARDVERB.com;</td><td>pharkins@dfking.com;</td><td>Weingarten, Marc</td><td><marc.weingarten@srz.com< td=""><td>&gt;; Rosewater, David</td><td><david.rosewater@srz.com< td=""><td>&gt;; Snehal Amin</td><td><snehal@tcifund.com>;</snehal@tcifund.com></td><td>Rishi Sunak</td><td><rishi@tcifund.com>;</rishi@tcifund.com></td><td>James Hawks</td><td><james@tcifund.com>;</james@tcifund.com></td><td>Angus Milne</td><td><angus@tcifund.com>;</angus@tcifund.com></td><td>Rahul Moodgal</td><td><rahul@tcifund.com></rahul@tcifund.com></td></david.rosewater@srz.com<></td></marc.weingarten@srz.com<></td></jgasthalter@sardverb.c<>	om>;	RSoto@SARDVERB.com;	pharkins@dfking.com;	Weingarten, Marc	<marc.weingarten@srz.com< td=""><td>&gt;; Rosewater, David</td><td><david.rosewater@srz.com< td=""><td>&gt;; Snehal Amin</td><td><snehal@tcifund.com>;</snehal@tcifund.com></td><td>Rishi Sunak</td><td><rishi@tcifund.com>;</rishi@tcifund.com></td><td>James Hawks</td><td><james@tcifund.com>;</james@tcifund.com></td><td>Angus Milne</td><td><angus@tcifund.com>;</angus@tcifund.com></td><td>Rahul Moodgal</td><td><rahul@tcifund.com></rahul@tcifund.com></td></david.rosewater@srz.com<></td></marc.weingarten@srz.com<>	>; Rosewater, David	<david.rosewater@srz.com< td=""><td>&gt;; Snehal Amin</td><td><snehal@tcifund.com>;</snehal@tcifund.com></td><td>Rishi Sunak</td><td><rishi@tcifund.com>;</rishi@tcifund.com></td><td>James Hawks</td><td><james@tcifund.com>;</james@tcifund.com></td><td>Angus Milne</td><td><angus@tcifund.com>;</angus@tcifund.com></td><td>Rahul Moodgal</td><td><rahul@tcifund.com></rahul@tcifund.com></td></david.rosewater@srz.com<>	>; Snehal Amin	<snehal@tcifund.com>;</snehal@tcifund.com>	Rishi Sunak	<rishi@tcifund.com>;</rishi@tcifund.com>	James Hawks	<james@tcifund.com>;</james@tcifund.com>	Angus Milne	<angus@tcifund.com>;</angus@tcifund.com>	Rahul Moodgal	<rahul@tcifund.com></rahul@tcifund.com>
FROM		Bianchini, Maria Gabriela	<mariagabriela.bianchini@< td=""><td>srz.com&gt;</td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></mariagabriela.bianchini@<>	srz.com>																						
DATE		2/27/2008	_	_				_	_						_											
TYPE OF	DOCUMENT	Email																								
BATES NO.		Withheld																								
NO.		3305																								

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE		WP
DESCRIPTION B	Email chain re. comments from Outside counsel on the draft of the congressional testimony to in-house counsel along with the latest version.	Comments about TCI's letter to the AC/WP CSX Board and comments about a news article.
၁၁		Chris Hohn  CChris@tcifund.com>; Snehal Amin  Snehal@tcifund.com>; John Ho <john@tcifund.com>; James Hawks  <james@tcifund.com></james@tcifund.com></john@tcifund.com>
ТО	Bianchini, Maria Gabriela <pre> </pre> <pre> </pre> <pre> </pre> <pre> <pre> <pre> </pre> <pre> <pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre></pre>	GSard@SARDVERB.com; igasthalter@SARDVERB.co m
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rahul@tcifund.com>
DATE	2/27/2008	2/27/2008
TYPE OF DOCUMENT	Email	Email
BATES NO.	Withheld	Withheld
NO.	3306 V	3307 V

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC/WP	AC	AC	AC
DESCRIPTION	Email chain re. comments about TCI's letter to the CSX Board and comments about a news article.	Email chain re. comments about ATCI's letter to the CSX Board and comments about a news article.	Email chain re. comments from A outside counsel on the draft of the congressional testimony to in-house counsel along with the latest version.	Email chain re. a news article that A allegedly misquoted facts about TCI.	Email chain re. a news article that A allegedly misquoted facts about TCI.	Email chain re. a news article that allegedly misquoted facts about TCI.
၁၁	Chris Hohn  CChris@tcifund.com>; Snehal Amin  Snehal@tcifund.com>; John Ho <john@tcifund.com>; James Hawks  <james@tcifund.com></james@tcifund.com></john@tcifund.com>	Chris Hohn  CChris@tcifund.com>; Snehal Amin  Snehal@tcifund.com>; John Ho <john@tcifund.com>; James Hawks <james@tcifund.com></james@tcifund.com></john@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	John Ho <john@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.></snehal@tcifund.com></john@tcifund.com>		Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>
01	GSard@SARDVERB.com; igasthalter@SARDVERB.co m	GSard@SARDVERB.com; jgasthalter@SARDVERB.co m	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris@tcifund.com>	GSard@SARDVERB.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul@tcifund.com>	George Sard Snehal Amin <gsard@sardverb.com <snehal@tcifund.com=""></gsard@sardverb.com>	George Sard <gsard@sardverb.com <chris@tcifund.com=""> &gt;</gsard@sardverb.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	George Sard Snehal Amin <gsard@sardverb.com <snehal@tcifund.com=""  =""> &gt;</gsard@sardverb.com>
DATE	2/27/2008	2/27/2008	2/27/2008	2/27/2008	2/27/2008	2/27/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3308	3306	3310	3311	3312	3313

Page 518

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP/JD	AC/WP/JD	AC
DESCRIPTION	Whitepaper Presentation	Whitepaper Presentation	Discussions of personal liability for AC testifying before Congress.
၁၁			
01	dschwartz@3g-capital.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; dschwartz@3g-capital.com; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </rishi@tcifund.com>	marc.weingarten@srz.com; pamela.garvie@klgates.com
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	2/27/2008	2/27/2008	2/27/2008
TYPE OF DOCUMENT	Email	Email	Email
BATES NO.	3314 Withheld	3315 Withheld	3316 Withheld
ON	3314	3315	3316

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE				
BA PR	O 4	AC	AC	AC
DESCRIPTION	Discussions about congressional testimony.	Discussions of personal liability for testifying before Congress.	Written draft testimony.	Discussion of media strategy
၁၁	TCI@SARDVERB.com>	O'Neil, Mike <mike.oneil@klgates.com></mike.oneil@klgates.com>	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>
ТО	Angus Milne  -{Angus@tcifund.com>; Jonathan Gasthalter -{jgasthalter@SARDVERB.com>; Snehal@tcifund.com>; Sam Whitehorn@mcbeestrategi c.com>; Rob Chamberlin -{Rchamberlin@mcbeestrategi c.com>; Rob Chamberlin -{Rchamberlin@mcbeestrategi c.com>; Rob Chamberlin -{Banchini, Maria Gabriela -{Banchini, Maria Gabriela -{Banchini, Maria Gabriela -{Banchini, Goom>; Banchini, Maria Gabriela -{Banchini@s -{GSard@SARDVERB.com>; Renee Soto -{RSoto@SARDVERB.com>; -{Renee Soto -{Rsoto@SARDVERB.com>; -{Banchini@s -{Alames@dfking.com; -{James Hawks} -{James Hawks -{James Hawks} -{James Hawks} -{Alames@tcifund.com>	Snehal Amin <snehal@tcifund.com>; marc.weingarten@srz.com</snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	GSard@SARDVERB.com; jgasthalter@SARDVERB.co m
FROM	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Rob Chamberlin   Snehal Amin   Shehal Amin   Shehal@tcifund.com> egic.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	2/27/2008	2/27/2008	2/27/2008	2/27/2008
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	3317	3318	3319	3320

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC	AC	AC/WP/JD	AC
DESCRIPTION	Discussion of media strategy	Discussion of media strategy	Discussion of media strategy	jgasthalter@SARDVERB.co Discussion of media strategy. m	Written Statements from nominees to the Board.	Written Statements from nominees to the Board.	Written Statements from nominees to the Board.	Analysis of the Northfolk Southern's AC/WP/JD business.	Analysis of emails sent to strongercsx.com
22	Jonathan Gasthalter <a>sigasthalter@SARDVERB.</a>		Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>	jgasthalter@SARDVERB.co m					mgb@srz.com; Jonathan Gasthalter <jgasthalter@sardverb.< td=""></jgasthalter@sardverb.<>
ОТ	Snehal Amin   Snehal@tcifund.com>	GSard@SARDVERB.com	Snehal Amin   Snehal@tcifund.com>	GSard@SARDVERB.com	George Sard <gsard@sardverb.com> ; Jonathan Gasthalter  <jgasthalter@sardverb.c om=""></jgasthalter@sardverb.c></gsard@sardverb.com>	Snehal Amin <snehal@tcifund.com>; George Sard <gsard@sardverb.com></gsard@sardverb.com></snehal@tcifund.com>	jgasthalter@SARDVERB.co m; GSard@SARDVERB.com	Bianchini, Maria Gabriela «MariaGabriela. Bianchini@s rz.com»; Rishi Sunak «rishi@tcifund.com»; Snehal Amin «Snehal@tcifund.com»	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>
FROM	George Sard <gsard@sardverb.com &gt;</gsard@sardverb.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard <gsard@sardverb.com &gt;</gsard@sardverb.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Jonathan Gasthalter <jgasthalter@sardverb.< td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- </td><td>Renee Soto -RSoto@SARDVERB.com   Snehal@tcifund.com&gt;; -Rishi Sunak</td></jgasthalter@sardverb.<>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Renee Soto -RSoto@SARDVERB.com   Snehal@tcifund.com>; -Rishi Sunak
DATE	2/27/2008	2/27/2008	2/27/2008	2/27/2008	2/27/2008	2/27/2008	2/27/2008	2/28/2008	2/28/2008
TYPE OF DOCUMENT		Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	TC10952937 -	TC10952985 - TC10952992
NO.	3321	3322	3323	3324	3325	3326	3327	272	273

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE						_
BAS	AC	AC	AC	AC	AC	AC/WP
DESCRIPTION	Email re. CSX website and comments/feedback.	Email re. CSX website and comments/feedback.	Inquiries re. roadshow.	Email chain re. TCI's press coverage.	Email chain re. TCI's press coverage.	Email chain re. TCI's press coverage along with comments on the draft of the congressional testimony.
၁၁	Cc: mgb@srz.com; Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Cc: mgb@srz.com; Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Rahul Moodgal <rahul@tcifund.com>; Chris Hohn  <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com></rahul@tcifund.com>			
10	Renee Soto   Cc: mgb@srz.com; <rsoto@sardverb.com>; Jonathan Gasthalter Rishi Sunak   <jgasthalter@sard <rishi@tcifund.com>   com&gt;</rishi@tcifund.com></jgasthalter@sard </rsoto@sardverb.com>	Renee Soto   Cc: mgb@srz.com; <rsoto@sardverb.com>; Jonathan Gasthalter Rishi Sunak <gasthalter@sard <m></m></gasthalter@sard </rsoto@sardverb.com>	pharkins@dfking.com; marc.weingarten@srz.com; George Sard <gsard@sardverb.com></gsard@sardverb.com>	David DeRosa <derosa@derosa- research.com&gt;</derosa@derosa- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sam Whitehorn -swhitehorn@mcbeestrategi c.com>; Rob Chamberlin -Rchamberlin@mcbeestrate gic.com>; George Sard -GSard@SARDVERB.com> ; Jonathan Gasthalter -sigasthalter@SARDVERB.c om>; marc.weingarten@srz.com; Bianchini, Maria Gabriela -MariaGabriela. Bianchini@s
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	David DeRosa <derosa@derosa- research.com&gt;</derosa@derosa- 	Snehal@tcifund.com>
DATE	2/28/2008	2/28/2008	2/28/2008	2/28/2008	2/28/2008	2/28/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	TC10952993 - TC10953000	TC10952993 - TC10953000			TC10956243 - TC10956249	TCI0961395 -
NO.	274	275	340	342	343	365

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE						
BASI	AC AC	AC	AC	AC	AC	AC/WP
DESCRIPTION	Email chain re. TCI's press coverage and comments on the draft of the congressional testimony.	Email chain re. a news article that allegedly misquoted facts about TCI.	Email chain re. a news article that allegedly misquoted facts about TCI.	Email chain re. the draft of the indemnity agreement between TCI and Wyman.	Email chain re. comments on the draft of the indemnity agreement between TCI and Wyman.	swhitehorn@mcbeestrategic. marc.weingarten@srz.com; Email chain re. advice on the com; MariaGabriela.Bianchini@sr congressional testimony. Rchamberlin@mcbeestrategi z.com; pamela.garvie@klgates.co m
၁၁						marc.weingarten@srz.com; Email chain re. advice or MariaGabriela.Bianchini@sr congressional testimony. z.com; pamela.garvie@klgates.co m
ТО	Snehal Amin -Snehal@tcifund.com>; Sam Whitehorn -swhitehorn@mcbeestrategi c.com>; Rob Chamberlin -Rchamberlin@mcbeestrate gic.com>; Jonathan Gasthalter -igasthalter@SARDVERB.c om>; marc.weingarten@srz.com; marc.weingarten@srz.com; Bianchini, Maria Gabriela -MariaGabriela.Bianchini@s	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela. bianchini@s<br="">rz.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.>	Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </rishi@tcifund.com>	swhitehorn@mcbeestrategic. marc.w com; Rchamberlin@mcbeestrategi z.com; c.com
FROM	George Sard <pre></pre>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal@tcifund.com>
DATE	2/28/2008	2/28/2008	2/28/2008	2/28/2008	2/28/2008	2/28/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	TCI0961403 -	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	366	3328	3329	3330	3331	3332

Page 523

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC/WP	AC	AC
DESCRIPTION	Email chain re. advice on dealing with emails received on the strongercsx.com website.	Email chain re. comments on the draft of the indemnity agreement between TCI and Wyman along with latest edits to the draft.	Email chain re. comments on the draft of the indemnity agreement between TCI and Wyman along with the engagement letter and the indemnity agreement.	eeking answers to legal	Email chain re. legal advice.
၁၁	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		Chris Hohn Chris@tcifund.com>; Rishi queries. Sunak <rishi@tcifund.com></rishi@tcifund.com>	Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>
01	Snehal Amin  Snehal@tcifund.com>; Renee Soto <rsoto@sardverb.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></rsoto@sardverb.com>	James Hawks <james@tcifund.com></james@tcifund.com>	James Hawks <james@tcifund.com></james@tcifund.com>	Snehal Amin  Snehal@tcifund.com>; pharkins@dfking.com; marc.weingarten@srz.com; George Sard <gsard@sardverb.com></gsard@sardverb.com>	Snehal Amin  Snehal@tcifund.com>; pharkins@dfking.com; marc.weingarten@srz.com; George Sard <gsard@sardverb.com></gsard@sardverb.com>
FROM	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">; srz.com&gt; Renee Soto  <rsoto@sardverb.co <rishi@tcifund.com="" rishi="" sunak=""></rsoto@sardverb.co></mariagabriela.bianchini@>	Bianchini, Maria Gabriela James Hawks <mariagabriela.bianchini@ <james@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@>	Bianchini, Maria Gabriela James Hawks <mariagabriela.bianchini@ <james@tcifund.com="">   srz.com&gt;</mariagabriela.bianchini@>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>
DATE	2/28/2008	2/28/2008	2/28/2008	2/28/2008	2/28/2008
TYPE OF DOCUMENT	Email		Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3333	3334	3335	3336	3337

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

DESCRIPTION BASIS FOR PRIVILEGE		egal advice.	essional testimony. AC/WP	essional testimony. AC/WP egal advice. AC	essional testimony. AC/WP egal advice. AC AC AC
	Email chain re. legal advice.		Advice on congressional testimony. AC/WP	Advice on congressional testimony. Email chain re. legal advice.	Advice on congressional testimony.  Email chain re. legal advice.  Email chain re. legal advice.
	 Rish		Advice on con		
Chris Hohn	<chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com>			Rahul Moodgal <rahul@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></rahul@tcifund.com>	Rahul Moodgal -Rahul@tcifund.com>; Rishi@tcifund.com> -Rishi@tcifund.com> Rahul Moodgal -Rahul@tcifund.com>; Rishi@tcifund.com>;
Chris			<u> </u>		
2	Snehal Amin <snehal@tcifund.com>; pharkins@dfking.com; marc.weingarten@srz.com; George Sard <gsard@sardverb.com></gsard@sardverb.com></snehal@tcifund.com>		Gabriela Weingarten, Marc Bianchini@ <marc.weingarten@srz.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></marc.weingarten@srz.com>	Weingarten, Marc <marc. weingarten@srz.con="">; Snehal Amin <snehal@tcifund.com> Chris Hohn <chris@tcifund.com>; marc.weingarten@srz.com; Snehal Amin <snehal@tcifund.com>;</snehal@tcifund.com></chris@tcifund.com></snehal@tcifund.com></marc.>	Weingarten, Marc <marc. @srz.con="" weingarten="">; Snehal Amin <snehal@tcifund.com> Chris Hohn marc.weingarten@srz.com; Snehal@tcifund.com&gt;; Snehal@tcifund.com&gt;; Chris Hohn <snehal@tcifund.com>; GSard@SARDVERB.com Chris Hohn chris GSard@SARDVERB.com; GSard@SARDVERB.com&gt;; GSard@SARDVERB.com&gt;;</snehal@tcifund.com></snehal@tcifund.com></marc.>
	Rahul@tcifund.com> Si		, Maria abriela	a ij	<u>                                    </u>
F	2/28/2008	2/28/2008	i i	2/28/2008	2/28/2008
DOCUMENT	Email	Email		Email	Email
	Withheld	Withheld			
	3338 Wi	3339 Wi			

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC	AC	AC/WP
DESCRIPTION	Advice re. congressional testimony. AC/WP	Email chain re. legal advice.	Email chain re. legal advice.	Whitepaper presentation
၁၁		Rahul Moodgal <rahul@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></rahul@tcifund.com>	
ТО	Snehal Amin <snehal@tcifund.com>; Weingarten, Marc  <marc.weingarten@srz.com>; Rosewater, David  <david.rosewater@srz.com>; Sam Whitehorn  <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin <rchamberlin@mcbeestrate gic.com=""></rchamberlin@mcbeestrate></swhitehorn@mcbeestrategi></david.rosewater@srz.com></marc.weingarten@srz.com></snehal@tcifund.com>	Peter Harkins <pre>cpharkins@dfking.com&gt;; Chris Hohn <chris@tcifund.com>; marc.weingarten@srz.com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></chris@tcifund.com></pre>	Peter Harkins <pre>cpharkins@dfking.com&gt;; Chris Hohn <chris@tcifund.com>; marc.weingarten@srz.com; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></chris@tcifund.com></pre>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></snehal@tcifund.com></rishi@tcifund.com>
FROM	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">;  Weingarten, Marc <marc.weingarten@srz.>, Rosewater, David <david.rosewater@srz.>, Sam Whitehorn <swhitehorn@mcbeestra c.com="">; Rob Chamberlin@mcbeest gic.com&gt;</swhitehorn@mcbeestra></david.rosewater@srz.></marc.weingarten@srz.></mariagabriela.bianchini@>	George Sard Peter Harkins <gsard@sardverb.com <pharkins@dfking.com="">; Chris Hohn  <chris@tcifund.com>; marc.weingarten@srz.col Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></chris@tcifund.com></gsard@sardverb.com>	George Sard Peter Harkins <gsard@sardverb.com <pharkins@dfking.com="">; Chris Hohn  <chris@tcifund.com>; marc.weingarten@srz.coi Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></chris@tcifund.com></gsard@sardverb.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 
DATE	2/28/2008	2/28/2008	2/28/2008	2/28/2008
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	3343	3344	3345	3346

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

Кñ						
BASIS FOR PRIVILEGE	AC AC	AC	AC	AC	AC/WP	AC/WP
DESCRIPTION	Advice on congressional testimony. AC	Email chain re. congressional testimony.	Email chain re. congressional testimony.	Email chain re. congressional testimony.	Email chain re. advice on congressional testimony.	Email chain re. advice on congressional testimony.
CC	Rishi@tcifund.com>		Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 		Weingarten, Marc <marc.weingarten@srz.co m&gt;; Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co </marc.weingarten@srz.co 	Weingarten, Marc <marc.weingarten@srz.co m&gt;; Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co </marc.weingarten@srz.co 
ТО	swhitehorn@mcbeestrategic. Rishi Sunak com; Rchamberlin@mcbeestrategi c.com; GSard@SARDVERB.com; igasthalter@SARDVERB.co m; marc.weingarten@srz.com; pamela.garvie@klgates.com; pharkins@dfking.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rob Chamberlin <rchamberlin@mcbeestrate gic.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rchamberlin@mcbeestrate 	Snehal Amin <snehal@tcifund.com>;  Sam Whitehorn  <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin  <rchamberlin@mcbeestrate gic.com=""></rchamberlin@mcbeestrate></swhitehorn@mcbeestrategi></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>;  Sam Whitehorn  <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin  <rchamberlin@mcbeestrate< th=""></rchamberlin@mcbeestrate<></swhitehorn@mcbeestrategi></snehal@tcifund.com>
FROM	Snehal@tcifund.com>	Peter Harkins <pre>cpharkins@dfking.com&gt;</pre>	Rob Chamberlin   Snehal Amin   Shehal Amin   Shehal@tcifund.com> egic.com>	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	2/28/2008	2/28/2008	2/28/2008	2/28/2008	2/28/2008	2/28/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3347	3348	3349	3350	3351	3352

Page 527

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC/WP/JD	AC/JD
DESCRIPTION	Email chain re. advice on congressional testimony.	Email chain re. advice on congressional testimony.	Whitepaper Presentation	Whitepaper Presentation
၁၁				
ТО	Snehal Amin <snehal@tcifund.com>;  Weingarten, Marc  <marc.weingarten@srz.com>; Rosewater, David  <david.rosewater@srz.com>; Sam Whitehorn <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin <rchamberlin@mcbeestrate gic.com=""></rchamberlin@mcbeestrate></swhitehorn@mcbeestrategi></david.rosewater@srz.com></marc.weingarten@srz.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Weingarten, Marc  <marc.weingarten@srz.com>; Rosewater, David  <david.rosewater@srz.com>; Sam Whitehorn  <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin <rchamberlin@mcbeestrate< th=""><th>Snehal Amin <snehal@tcifund.com>; dschwartz@3g-capital.com; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </snehal@tcifund.com></th><th>MariaGabriela.Bianchini@srz.com; Rishi Sunak <rishi@tcifund.com>; dschwartz@3g-capital.com</rishi@tcifund.com></th></rchamberlin@mcbeestrate<></swhitehorn@mcbeestrategi></david.rosewater@srz.com></marc.weingarten@srz.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; dschwartz@3g-capital.com; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </snehal@tcifund.com>	MariaGabriela.Bianchini@srz.com; Rishi Sunak <rishi@tcifund.com>; dschwartz@3g-capital.com</rishi@tcifund.com>
FROM	Bianchini, Maria Gabriela Snehal Amin AmariaGabriela.Bianchini@ <snehal@tcifund.com>; srz.com&gt; Weingarten, Marc Amarc.Weingarten@srz. &gt;; Rosewater, David Abavid.Rosewater@srz. &gt;; Sam Whitehorn <swhitehorn@mcbeestrac.com>; Rob Chamberlin@mcbeestrac.com&gt;; Rob Chamberlin@mcbeestrac.com&gt;;</swhitehorn@mcbeestrac.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">; srz.com&gt; Weingarten, Marc <marc.weingarten, <marc.weingarten@srz.="" marc="">; Rosewater, David <david rosewater@srz.="">; Sam Whitehorn <swhitehorn@mcbeestra. c.com="">; Rob Chamberlin@mcbees gic.com&gt;</swhitehorn@mcbeestra.></david></marc.weingarten,></mariagabriela.bianchini@>	Rishi@toifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	2/28/2008	2/28/2008	2/28/2008	2/28/2008
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	3353	3354 \	3355 \	3356

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	Q	Ω					
	AC/JD	AC/JD	AC	AC	AC	AC	AC
DESCRIPTION	Whitepaper Presentation	Whitepaper Presentation	Inquiries re. roadshow.	swhitehorn@mcbeestrategic. marc.weingarten@srz.com; Preparation for congressional com; MariaGabriela.Bianchini@sr testimony. Rchamberlin@mcbeestrategi z.com; pamela.garvie@klgates.co m	Email chain re. legal contract inquiry.	Email chain re. legal contract inquiry.	Email chain re. legal contract inquiry.
၁၁			Rahul Moodgal <rahul@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></rahul@tcifund.com>	marc.weingarten@srz.com; Preparatio MariaGabriela.Bianchini@sr testimony. z.com; pamela.garvie@klgates.co m	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
70	Snehal Amin <snehal@tcifund.com>; MariaGabriela. Bianchini@srz .com; dschwartz@3g- capital.com</snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>; MariaGabriela. Bianchini@srz .com; dschwartz@3g- capital.com</snehal@tcifund.com>	marc.weingarten@srz.com; Snehal Amin <snehal@tcifund.com>; pharkins@dfking.com; GSard@SARDVERB.com</snehal@tcifund.com>	swhitehorn@mcbeestrategic. marc.v com; Rchamberlin@mcbeestrategi z.com; c.com	Kevin.Sheys@klgates.com; Rishi Sunak pamela.garvie@klgates.com <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Garvie, Pamela <pamela.garvie@klgates.co m&gt;</pamela.garvie@klgates.co </snehal@tcifund.com>	Sheys, Kevin <kevin.sheys@klgates.com <rishi@tcifund.com=""> &gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></kevin.sheys@klgates.com>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sheys, Kevin <kevin.sheys@klgates.co m&gt;</kevin.sheys@klgates.co 	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 
DATE	2/28/2008	2/28/2008	2/28/2008	2/28/2008	2/28/2008	2/28/2008	2/28/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3357	3358	3359	3360	3361		3363

Page 529

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

S ii						
BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC	AC/JD
DESCRIPTION	Discussions of personal liability for testifying before Congress.	Email chain re. legal contract inquiry.	Discussions about preparation for rail investment hearing.	MariaGabriela. Bianchini@srz Rchamberlin@mcbeestrate Email chain re. verification of com; Rishi Sunak gic.com congressional testimony.	Email chain re, verification of congressional testimony.	Email chain re, verification of congressional testimony.
၁၁		Rishi Sunak <rishi@tcifund.com>; swhitehom@mcbeestrategi c.com</rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; marc.weingarten@srz.com; mgb@srz.com; Rob Chamberlin  <rchamberlin@mcbeestrat egic.com="">; O'Neil, Mike  <mike.oneil@klgates.com></mike.oneil@klgates.com></rchamberlin@mcbeestrat></rishi@tcifund.com>	Rchamberlin@mcbeestrate gic.com		
10	Garvie, Pamela <pamela.garvie@klgates.co m&gt;; Snehal Amin <snehal@tcifund.com>; marc.weingarten@srz.com</snehal@tcifund.com></pamela.garvie@klgates.co 	Sheys, Kevin <kevin.sheys@klgates.com rishi@tcifund.com=""  ="">; &gt;; Snehal Amin   swhitehom@mcbeesti <snehal@tcifund.com>   c.com</snehal@tcifund.com></kevin.sheys@klgates.com>	Sam Whitehorn & Rishi Sunak cswhitehorn@mcbeestrategi ccom>; Snehal Amin csnehal@tcifund.com> mgb@srz.com; Rob Chamberlin chamber chamberlin chamber cham	MariaGabriela.Bianchini@srz .com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; MariaGabriela. Bianchini@srz .com; Rishi Sunak «Rishi@tcifund.com»	Rob Chamberlin  Rianchini, Maria Gabriela <rchamberlin@mcbeestrat <mariagabriela.bianchini@s="" rz.com="">; Snehal Amin  <snehal@tcifund.com>;  Rishi Sunak  <rishi@tcifund.com>;  dschwartz@3g-capital.com</rishi@tcifund.com></snehal@tcifund.com></rchamberlin@mcbeestrat>
FROM	O'Neil, Mike <mike.oneil@klgates.com></mike.oneil@klgates.com>	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rob Chamberlin <rchamberlin@mcbeestrat <snehal@tcifund.com="">; egic.com&gt; Com&gt; Com; Rishi Sunak CRishi@tcifund.com&gt;</rchamberlin@mcbeestrat>	Rob Chamberlin <rchamberlin@mcbeestrat egic.com&gt;</rchamberlin@mcbeestrat 
DATE	2/28/2008	2/28/2008	2/28/2008	2/28/2008	2/28/2008	2/28/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3364	3365	3366	3367	3368	3369

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD	AC	AC	AC	WP	AC
DESCRIPTION	Email chain re. verification of congressional testimony.	Discussion of strongercsx website.	Discussion of strongercsx website.	Discussion of media strategy	Preparation for congressional hearing.	Email re. AFL-CIO Forum.
၁၁			mgb@srz.com; Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	mgb@srz.com; jgasthalter@SARDVERB.co m		
70	Rob Chamberlin  RariaGabriela Gabriela Gabriela Gabriela Gabriela Bianchini@s  Racom>; Snehal Amin  Rishi Sunak  Rishi Sunak  Rishi@scifund.com>;  Rishi@cifund.com>;  Rishi Sunak  Rishi@cifund.com>;  Achwartz@3g-capital.com	RSoto@SARDVERB.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	RSoto@SARDVERB.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		Rahul Moodgal  -Rahul@tcifund.com>; Chris Hohn -Chris@tcifund.com>; Snehal Amin -Snehal@tcifund.com>; Rishi Sunak -Rishi@tcifund.com>; marc.weingarten@srz.com; George Sard -GSard@SARDVERB.com>
FROM	Rob Chamberlin <rchamberlin@mcbeestrat egic.com&gt;</rchamberlin@mcbeestrat 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Renee Soto Snehal Amin <rsoto@sardverb.com snehal@tcifund.com=""  ="">;</rsoto@sardverb.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>
DATE	2/28/2008	2/28/2008	2/28/2008	2/28/2008	2/28/2008	2/29/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Draft Outline	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	TC10953076 -
NO.	3370	3371	3372	3373	3374	276

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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BASIS FOR PRIVILEGE	O <del>V</del>	AC	AC/WP/JD
DESCRIPTION	Email re. AFL-CIO Forum.	Attorney client communication re:	Whitepaper presentation
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ТО	Rahul Moodgal <rahul@tcifund.com>; Chris Hohn <chris@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; marc.weingarten@srz.com; George Sard <gsard@sardverb.com></gsard@sardverb.com></rishi@tcifund.com></snehal@tcifund.com></chris@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com>; Chris Hohn  <chris@tcifund.com>; Snehal Amin  <snehal@tcifund.com>; Rishi Sunak  <rishi@tcifund.com>; Rishi@tcifund.com&gt;;  Rishi@tcifund.com&gt;;  Rishi@tcifund.com&gt;;   Consecue Sard  <gsard@sardverb.com>; ;</gsard@sardverb.com></rishi@tcifund.com></snehal@tcifund.com></chris@tcifund.com></rahul@tcifund.com>	Daniel Schwartz <dschwartz@3g- capital.com="">; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></snehal@tcifund.com></dschwartz@3g->
FROM	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Peter Harkins <a href="mailto:com">cpharkins@dfking.com</a>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	2/29/2008	2/29/2008	2/29/2008
TYPE OF DOCUMENT	Email	Email	Email
	TC10953076 - TC10953078	TC10953080 -	Withheld
NO.		278	3375

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP/JD	AC/WP/JD	AC	AC
DESCRIPTION	Email chain re. congressional testimony along with the latest draft of the testimony.	Email chain re. congressional testimony.	n re. congressional	swhitehorn@mcbeestrategic. Rchamberlin@mcbeestrate   Email chain re. congressional   qic.com   qic.com
၁၁	Rishi Sunak <rishi@tcifund.com>; dschwartz@3g-capital.com</rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; dschwartz@3g-capital.com</rishi@tcifund.com>	Rob Chamberlin Email chai <a href="mailto:red">Rchamberlin@mcbeestrat</a> testimony. egic.com>	Rchamberlin@mcbeestrate gic.com
<b>D</b>	Snehal Amin Rishi Sunak Email chain re. c <snehal@tcifund.com>; Rishi@tcifund.com&gt;; testimony along vswhitehorn@mcbeestrategic. dschwartz@3g-capital.com of the testimony.com; ccom; GSard@SARDVERB.com; igasthalter@SARDVERB.com; marc.weingarten@srz.com; marc.weingarten@srz.com; pamela.garvie@klgates.com; pamela.garvie@klgates.com;</snehal@tcifund.com>	swhitehorn@mcbeestrategic. Rishi@toifund.com>; com; GSard@SARDVERB.com; igasthalter@SARDVERB.co m; marc.weingarten@srz.com; pamela.garvie@klgates.com;	n Snehal Amin mcbeestrate <snehal@tcifund.com></snehal@tcifund.com>	swhitehorn@mcbeestrategic.
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal@tcifund.com>	Sam Whitehorn cswhitehorn@mcbeestrate gic.com>	min @tcifund.com>
DATE	2/29/2008	2/29/2008	2/29/2008	2/29/2008
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	3377 Withheld	Withheld	Withheld
NO.	3376	3377	3378	3379

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP/JD	AC	AC/WP/JD	AC/WP/JD
DESCRIPTION	Strategic discussions surrounding congressional testimony.	Email chain re. congressional testimony.	Data compilation from outside counsel and from counsel's analysts.	Data compilation from outside counsel.
၁၁		Rob Chamberlin   Email chai <rchamberlin@mcbeestrat testimony.<br="">egic.com&gt;</rchamberlin@mcbeestrat>		
ТО	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s< td=""><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></mariagabriela.bianchini@s </td><td>Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s 72.com=""></mariagabriela.bianchini@s></snehal@tcifund.com></rishi@tcifund.com></td></mariagabriela.bianchini@s<></snehal@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com></mariagabriela.bianchini@s 	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s 72.com=""></mariagabriela.bianchini@s></snehal@tcifund.com></rishi@tcifund.com>
FROM	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Sam Whitehorn Snehal Amin <swhitehorn@mcbeestrate <snehal@tcifund.com=""></swhitehorn@mcbeestrate>	hwartz rz@3G- m>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 
DATE	2/29/2008	2/29/2008	2/29/2008	2/29/2008
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	3383 Withheld
NO.	3380	3381	3382	3383

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

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BASIS FOR PRIVILEGE	AC/JD	AC AC	AC	AC	ACMP
DESCRIPTION	Email chain re. congressional testimony.	Discussions re. pooled accounts.	Tax advice.	Email chain re. legal questions surrounding congressional testimony.	Final version of congressional testimony and related documents.
၁၁	Rishi Sunak <rishi@tcifund.com>; dschwartz@3g-capital.com; O'Neil, Mike <mike.oneil@klgates.com></mike.oneil@klgates.com></rishi@tcifund.com>	Ron Braverman <ron@tcifund.com>;  James Hawks  <james@tcifund.com>;  Adrian Beattie <abearatie@tcifund.com></abearatie@tcifund.com></james@tcifund.com></ron@tcifund.com>			
10	Peter Harkins -cpharkins@dfking.com>; Snehal Amin -Snehal@tcifund.com>; Snehal Amin -Snehal@tcifund.com>; Snehal@tcifund.com>; Snehal@tcifund.com>; Snehal@tcifund.com>; Snehal@tcifund.com>; Snehal@tcifund.com>; Snehal@tcifund.com>; Snehal@tcifund.com>; Swhitehorn@mcbeestrategic -com; GSard@SARDVERB.com; igasthalter@SARDVERB.co m; marc.weingarten@srz.com	Chris@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Snehal Amin Snehal@tcifund.com>; Weingarten, Marc <marc.weingarten@srz.com< th=""><th>Sam Whitehorn <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin <rchamberlin@mcbeestrate gic.com=""></rchamberlin@mcbeestrate></swhitehorn@mcbeestrategi></th></marc.weingarten@srz.com<>	Sam Whitehorn <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin <rchamberlin@mcbeestrate gic.com=""></rchamberlin@mcbeestrate></swhitehorn@mcbeestrategi>
FROM	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Joe O'Flynn <joflynn@tcifund.com></joflynn@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">; Srz.com&gt;</mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	2/29/2008	2/29/2008	2/29/2008	2/29/2008	2/29/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3388		3390	3391	3392

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD	AC	AC/WP	AC	AC	AC
DESCRIPTION	Strategic discussions surrounding congressional testimony.	Tax advice.	Email chain containing attorney- client communications re. final version of congressional testimony and related documents	Email chain containing attorney- client communications re. final version of congressional testimony and related documents	Email chain containing attorney- client communications re. final version of congressional testimony and related documents	Email chain containing attorney- client communications re. final version of congressional testimony and related documents
၁၁			Rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>		
ТО	Daniel Schwartz <dschwartz@3g- capital.com="">; Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com></dschwartz@3g->	Bianchini, Maria Gabriela <mariagabriela. bianchini@s<br="">rz.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></mariagabriela.>	Snehal Amin <snehal@tcifund.com>;  Sam Whitehorn  <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin  <rchamberlin@mcbeestrate gic.com=""></rchamberlin@mcbeestrate></swhitehorn@mcbeestrategi></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com>;  Sam Whitehorn  <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin  <rchamberlin@mcbeestrate gic.com=""></rchamberlin@mcbeestrate></swhitehorn@mcbeestrategi></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal@tcifund.com>	Snehal@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>	Rahul Moodgal <rahul@tcifund.com></rahul@tcifund.com>
DATE	2/29/2008	2/29/2008	2/29/2008	2/29/2008	2/29/2008	2/29/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3393	3394	3395	3396	3397	3398

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BATES NO.	TYPE OF DOCUMENT	DATE	FROM	TO TO STATE OF THE PERSON AND THE PE	ဘ	RIPTION	BASIS FOR PRIVILEGE
	Email	2/29/2008	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Kishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </snehal@tcifund.com></rishi@tcifund.com>		Data compilation	ACWP/JD
	Email	2/29/2008	Sydnie @tcifund.com>	Compliance <compliance@tcifund.com>; TCI Operations <tcioperations@tcifund.co m="">; Joe O'Flynn <joflynn@tcifund.com>; Adrian Beattie <ababeattie@tcifund.com></ababeattie@tcifund.com></joflynn@tcifund.com></tcioperations@tcifund.co></compliance@tcifund.com>		Data compilation	AC/WP
	Email	2/29/2008	cbeestrate	Garvie, Pamela <pre>cpamela.garvie@klgates.co m&gt;; Weingarten, Marc </pre> <pre>cMarc.Weingarten@srz.com cy Snehal Amin </pre> <pre>cSnehal@tcifund.com&gt;; Rob Chamberlin cSnehal@tcifund.com&gt;; Rob Ch</pre>		Discussions re. congressional hearing preparation.	AC
	Email	2/29/2008	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </rishi@tcifund.com></snehal@tcifund.com>		Whitepaper presentation	AC/WP

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP/JD	AC	AC/WP	AC	AC/WP
DESCRIPTION	Whitepaper Presentation	Comments on congressional testimony.	DC Presentation.	Email re. congressional testimony.	swhitehom@mcbeestrategi Final version of the congressional c.com; Rchamberlin@mcbeestrate comments. gic.com; Rishi@tcifund.com>
၁၁	Snehal Amin <snehal@tcifund.com>; dschwartz@3g-capital.com</snehal@tcifund.com>				swhitehom@mcbeestrategi c.com; Rchamberlin@mcbeestrate gic.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
01	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@s< td=""> <snehal@teifund.com>;   rz.com&gt; dschwartz@3g-capital.cc</snehal@teifund.com></mariagabriela.bianchini@s<>	Sam Whitehorn <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin <rchamberlin@mcbeestrate gic.com="">; George Sard <gsard@sardverb.com></gsard@sardverb.com></rchamberlin@mcbeestrate></swhitehorn@mcbeestrategi>	Rob Chamberlin <rchamberlin@mcbeestrate gic.com="">; Sam Whitehorn  <swhitehorn@mcbeestrategi c.com=""></swhitehorn@mcbeestrategi></rchamberlin@mcbeestrate>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	marc.weingarten@srz.com; swhitehom@mcbeestrategi Final versic David.Rosewater@srz.com; c.com; c.com; MariaGabriela.Bianchini@srz_Rchamberlin@mcbeestrate comments.com; gic.com; Rishi Sunak pamela.garvie@klgates.com; <a href="Mishi@tcifund.com">Rishi@tcifund.com</a> comments.gic.com; Rishi@tcifund.com> <a href="Mishi@tcifund.com">Rishi@tcifund.com</a> comments.gasthalter@SARDVERB.com; Rishi@tcifund.com> m; RSoto@SARDVERB.com; pharkins@dfking.com
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sam Whitehorn <swhitehorn@mcbeestrate <br=""></swhitehorn@mcbeestrate> gic.com>	Snehal@tcifund.com>
DATE	2/29/2008	2/29/2008	2/29/2008	2/29/2008	3/1/2008
TYPE OF DOCUMENT		Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3403	3404	3405	3406	3407

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC/WP	AC	WP	WP	WP	WP	WP	WP
DESCRIPTION	Comments on engagement letter between Howdy Emery and TCI.	Comments on engagement letter between Howdy Emery and TCI.	Comments on engagement letter between Howdy Emery and TCI along with a draft of the agreement.	Email chain re. comments on engagement letter between Howdy Emery and TCI.	Draft Whitepaper	Draft Whitepaper				
၁၁										
ОТ	Rosewater, David <david.rosewater@srz.com &gt;; marc.weingarten@srz.com</david.rosewater@srz.com 	Snehal Amin <snehal@tcifund.com>; Weingarten, Marc <marc.weingarten@srz.com &gt;</marc.weingarten@srz.com </snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rosewater, David <david.rosewater@srz.com>; marc.weingarten@srz.com</david.rosewater@srz.com>						
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co 	Rosewater, David Snehal Amin <david.rosewater@srz.co <snehal@tcifund.com="">m&gt;</david.rosewater@srz.co>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK)
DATE	3/1/2008	3/1/2008	3/1/2008	3/1/2008	Mar-2008	Mar-2008	Mar-2008	Mar-2008	Mar-2008	Mar-2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Slideshow	Slideshow	Slideshow	Slideshow	Slideshow	Slideshow
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3408	3409	3410	3411	3414	3415	3416	3417	3418	3419

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	WP	AC	AC/WP							
DESCRIPTION	Draft Whitepaper	Legal advice on the issue of Pendowments.	Legal advice on a letter addressed to Congressman Mica.							
၁၁										Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com="">; Chris Hohn <chris@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></chris@tcifund.com></mariagabriela.bianchini@>
ОТ									Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sam Whitehorn  swhitehorn@mcbeestrategi
FROM	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	The Children's Investment Fund Management (UK) LLP; 3G Capital Group	la ni@	min @tcifund.com>
DATE	Mar-2008	3/2/2008	3/2/2008							
TYPE OF DOCUMENT	Slideshow	Email	Email							
BATES NO.	Withheld	Withheld	Withheld							
O	3420 V	3421 V	3422 V	3423 V	3424 V	3425 V	3426 V	3427 V	3428	3429 V

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC/WP/JD	AC/JD	AC/JD	AC	AC
DESCRIPTION	Email re. editing the congressional testimony.	Email re. editing the congressional testimony.	Email re. editing the congressional testimony.	Whitepaper presentation.	Email containing attorney-client communications re. Whitepaper presentation.	Email containing attorney-client communications re. Whitepaper presentation.	Email chain re. legal advice on a letter addressed to Congressman Mica.	Email chain re. legal advice on a letter addressed to Congressman Mica.
၁၁							Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
ТО	Sam Whitehorn -swhitehorn@mcbeestrategi c.com>; Rob Chamberlin -Robamberlin@mcbeestrate gic.com>	Snehal Amin -Snehal@tcifund.com>; Sam Whitehorn -swhitehorn@mcbeestrategi c.com>	Rob Chamberlin <rchamberlin@mcbeestrate gic.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rchamberlin@mcbeestrate 	Daniel Schwartz <dschwartz@3g- capital.com="">; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela &lt;\MariaGabriela.Bianchini@s rz.com&gt;</snehal@tcifund.com></dschwartz@3g->	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@s< p=""> <rishi@tcifund.com> rz.com&gt;</rishi@tcifund.com></mariagabriela.bianchini@s<>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rob Chamberlin <rchamberlin@mcbeestrat <snehal@tcifund.com="">; egic.com&gt;</rchamberlin@mcbeestrat>	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	ria Gabriela la.Bianchini@	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	3/2/2008	3/2/2008	3/2/2008	3/3/2008	3/3/2008	3/3/2008	3/3/2008	3/3/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3430 \	3431	3432	3433  \	3434	3435	3436	3437

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP	AC	AC	AC	AC/WP	AC/WP	AC/WP	AC/WP	AC/WP
DESCRIPTION	Email chain re. legal advice on A congressional testimony	Email chain re. legal advice on A congressional testimony	Email chain re. legal advice on a A letter addressed to Congressman Mica.	Email chain re. legal advice on a A letter addressed to Congressman Mica.	Email chain re. legal advice on a A letter addressed to Congressman Mica.	Email chain re. preliminary copies A of the proxy statement.	Draft of an indemnity agreement A between TCI and Wyman.	Email chain re. draft of the indemnity agreement between TCI and Wyman.	Email chain re. draft of the A indemnity agreement between TCI and Wyman.	Email chain re. draft of the indemnity agreement between TCI and Wyman.
၁၁			Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>				Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;; Angus Milne <angus@tcifund.com></angus@tcifund.com></mariagabriela.bianchini@ 	Angus Milne <angus@tcifund.com></angus@tcifund.com>
ТО	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz Rishi Sunak .com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	ia Gabriela Mark Derbyshire a.Bianchini@ <mderbyshire@tcifund.com> ; Angus Milne <angus@tcifund.com></angus@tcifund.com></mderbyshire@tcifund.com>	ia Gabriela Mark Derbyshire a.Bianchini@ <mderbyshire@tcifund.com> ; Angus Milne <angus@tcifund.com></angus@tcifund.com></mderbyshire@tcifund.com>	Eva Kauerova <eva@tcifund.com></eva@tcifund.com>	Bianchini, Maria Gabriela   Angus Milne <mariagabriela. <angus@tcifund.com="" bianchini@s=""  =""> rz.com&gt;; Mark Derbyshire <mderbyshire@tcifund.com></mderbyshire@tcifund.com></mariagabriela.>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin   SMariaGabriela.Bianchini@   Snehal@tcifund.com> srz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com=""></mariagabriela.bianchini@>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com=""></mariagabriela.bianchini@>	, Mar abriel	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Mark Derbyshire Eva Kauerova cmderbyshire@tcifund.com <eva@tcifund.com></eva@tcifund.com>	Eva Kauerova <eva@tcifund.com></eva@tcifund.com>
DATE	3/3/2008	3/3/2008	3/3/2008	3/3/2008	3/3/2008	3/3/2008	3/3/2008	3/3/2008	3/3/2008	3/3/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3438	3439	3440	3441	3442	3443	3444	3445	3446	3447

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BATES NO. TYPE OF DATE DOCUMENT		DATE		FROM	ТО	၁၁	DESCRIPTION	BASIS FOR PRIVILEGE
Withheld Email 3/3/2008 Eva Kauerova < Eva@tcifund.com>	3/3/2008 Eva Kauerova <eva@tcifund.< td=""><td>Eva Kauerova <eva@tcifund.< td=""><td></td><td></td><td>Bianchini, Maria Gabriela Angus Milne  <a href="mailto:right">Angus@tcifund.com&gt;</a> <a href="mailto:right">Angus@tcifund.com&gt;</a> <a href="mailto:right">Angus@tcifund.com&gt;</a> <a href="mailto:right">Angus@tcifund.com&gt;</a> <a href="mailto:right">Angus@tcifund.com&gt;</a> <a href="mailto:right">Angus@tcifund.com&gt;</a> <a href="mailto:right">Angus@tcifund.com&gt;</a></td><td>Angus Milne <angus@tcifund.com></angus@tcifund.com></td><td>Email chain re. draft of the indemnity agreement between TCI and Wyman.</td><td>AC/WP</td></eva@tcifund.<></td></eva@tcifund.<>	Eva Kauerova <eva@tcifund.< td=""><td></td><td></td><td>Bianchini, Maria Gabriela Angus Milne  <a href="mailto:right">Angus@tcifund.com&gt;</a> <a href="mailto:right">Angus@tcifund.com&gt;</a> <a href="mailto:right">Angus@tcifund.com&gt;</a> <a href="mailto:right">Angus@tcifund.com&gt;</a> <a href="mailto:right">Angus@tcifund.com&gt;</a> <a href="mailto:right">Angus@tcifund.com&gt;</a> <a href="mailto:right">Angus@tcifund.com&gt;</a></td><td>Angus Milne <angus@tcifund.com></angus@tcifund.com></td><td>Email chain re. draft of the indemnity agreement between TCI and Wyman.</td><td>AC/WP</td></eva@tcifund.<>			Bianchini, Maria Gabriela Angus Milne <a href="mailto:right">Angus@tcifund.com&gt;</a>	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Email chain re. draft of the indemnity agreement between TCI and Wyman.	AC/WP
Withheld Email 3/3/2008 Bianchini, Maria Gabriela cMariaGabriela.Bianchini@srz.com>	3/3/2008 Bianchini, Mar <mariagabriel srz.com&gt;</mariagabriel 	Bianchini, Mar AMariaGabriel srz.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 		ia Gabriela derosa@derosa- ia.Bianchini@ research.com	Snehal Amin Snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Email chain re. draft of the indemnity agreement between TCI and Wyman.	AC/WP
Withheld Email 3/3/2008 Snehal Amin   Snehal@tcifund.com>	3/3/2008		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Chris Hohn <chris@tcifund.com></chris@tcifund.com>		Email attaching counsel's draft of Proxy Statement	AC/WP
Withheld Email 3/3/2008 Snehal Amin Com>	3/3/2008		Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		tto45@hotmail.com; glamphere@att.net; garybb@nwa.com	MariaGabriela.Bianchini@sr Preliminary Copy of Proxy z.com	Preliminary Copy of Proxy Statement	AC/WP/JD
com>	3/3/2008 Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	com>	ţ	ť ;;	MariaGabriela.Bianchini@sr Preliminary Copy of Proxy z.com	Preliminary Copy of Proxy Statement	AC/WP/JD
Withheld Email 3/3/2008 Daniel Schwartz R <a href="mailto:com">Capital.com</a>	3/3/2008 Daniel Schwartz dschwartz@3G-Capital.com>	Daniel Schwartz <dschwartz@3g- capital.com=""></dschwartz@3g->			Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; MariaGabriela.Bianchini@srz .com</snehal@tcifund.com></rishi@tcifund.com>		Whitepaper Presentation	AC/JD
Withheld Email 3/3/2008 Daniel Schwartz R 	3/3/2008 Daniel Schwartz cdschwartz@3G-Capital.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 		M A O O O D	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s< td=""><td></td><td>Whitepaper Presentation</td><td>AC/JD</td></mariagabriela.bianchini@s<></snehal@tcifund.com></rishi@tcifund.com>		Whitepaper Presentation	AC/JD

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE								AC	AC	AC
DESCRIPTION	Email re. congressional testimony.	Email re. congressional testimony.	Email re. congressional testimony.	Email re. congressional testimony.	Email re. congressional testimony.	Email re. congressional testimony.	Email re. congressional testimony.	Information re. congressional hearing.	Information re. congressional hearing.	Information re. congressional hearing.
၁၁			Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	swhitehom@mcbeestrategi c.com						
ТО	Jonathan Gasthalter -igasthalter@SARDVERB.c om>; Sam Whitehorn -swhitehorn@mcbeestrategi c.com>; Rob Chamberlin -Rchamberlin@mcbeestrate gic.com>	Snehal Amin <snehal@tcifund.com>; jgasthalter@SARDVERB.co m; Sam Whitehorn  <swhitehorn@mcbeestrategi c.com=""></swhitehorn@mcbeestrategi></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rchamberlin@mcbeestrategi swhitehom@mcbeestrategi c.com	swhitehorn@mcbeestrategic. com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	tsjoblom@proskauer.com
FROM	Snehal@tcifund.com>	Rob Chamberlin <rchamberlin@mcbeestrat <snehal@tcifund.com=""> igasthalter@SARDVER m; Sam Whitehorn  <swhitehorn@mcbeestr< td=""><td>  Rob Chamberlin   Snehal Amin   Snehal Amin   <rchamberlin@mcbeestrat <snehal@tcifund.com=""  =""></rchamberlin@mcbeestrat></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td><td>Sam Whitehorn   <swhitehorn@mcbeestrate gic.com=""></swhitehorn@mcbeestrate></td><td>Sam Whitehorn   <swhitehorn@mcbeestrate <br=""></swhitehorn@mcbeestrate> gic.com&gt;</td><td>Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com </td><td>Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com </td><td>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></td></swhitehorn@mcbeestr<></rchamberlin@mcbeestrat>	Rob Chamberlin   Snehal Amin   Snehal Amin   <rchamberlin@mcbeestrat <snehal@tcifund.com=""  =""></rchamberlin@mcbeestrat>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sam Whitehorn <swhitehorn@mcbeestrate gic.com=""></swhitehorn@mcbeestrate>	Sam Whitehorn <swhitehorn@mcbeestrate <br=""></swhitehorn@mcbeestrate> gic.com>	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Sjoblom, Thomas V. <tsjoblom@proskauer.com &gt;</tsjoblom@proskauer.com 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	3/3/2008	3/3/2008	3/3/2008	3/3/2008	3/3/2008	3/3/2008	3/3/2008	3/3/2008	3/3/2008	3/3/2008
TYPE OF DOCUMENT		Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3455 \	3456 \	3457	3458	3459	3460	3461	3462	3463	3464

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP
DESCRIPTION	Comments on the Wyman indemnity agreement.	Final version of the congressional testimony with additional attorney comments.
၁၁	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi@tcifund.com>
ТО	Bianchini, Maria Gabriela   Snehal Amin Snehal@tcifund.com> rz.com>	Sam Whitehorn Sawhitehorn@mcbeestrategi c.com>; Rob Chamberlin <rchamberlin@mcbeestrategi gic.com="">; marc.weingarten@srz.com; Rosewater, David C-David.Rosewater@srz.com &gt;; Bianchini, Maria Gabriela &gt;; Bianchini, Maria Gabriela c.com&gt;; pharkins@dfking.com; George Sard George Sard George Sard CGSard@SARDVERB.com&gt; ; Jonathan Gasthalter <jgasthalter@sardverb.c om="">; pamela.garvie@klgates.com; Chris Hohn <chris <chris="" gifund.com="" hohn="">; James@tifund.com&gt;; Angus Milne <angus <angus="" angus="" mi<="" milne="" td=""></angus></chris></jgasthalter@sardverb.c></rchamberlin@mcbeestrategi>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal@tcifund.com>
DATE	3/4/2008	3/4/2008
TYPE OF DOCUMENT	Email	Email
BATES NO.	Withheld	Withheld
NO.	3465	3466

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP
DESCRIPTION	Email chain re. final version of the congressional testimony with additional attorney comments.
၁၁	Rishi@tcifund.com>
ТО	Sam Whitehorn Sawhitehorn@mcbeestrategi c.com>; Rob Chamberlin -{Rchamberlin@mcbeestrategi gic.com>; marc.weingarten@srz.com; Rosewater.@srz.com >; Bianchini, Maria Gabriela -{David.Rosewater@srz.com} >; Bianchini, Maria Gabriela -{David.Rosewater@srz.com} >; Bianchini, Maria Gabriela -{Sard@sard@shalter -{Joanthan Gasthalter -{
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	3/4/2008
TYPE OF DOCUMENT	Email
BATES NO.	withheld
NO.	3467 \

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP
DESCRIPTION	Email chain re. final version of the congressional testimony with additional attorney comments.
၁၁	Rishi@tcifund.com>
01	Snehal Amin  -Snehal@tcifund.com>; Sam Whitehorn -swhitehorn@mcbeestrategi c.com>; Rob Chamberlin -Rochamberlin@mcbeestrate gic.com>; Rosewater, David -cDavid.Rosewater@srz.com; Rosewater, David -s. Bianchini, Maria Gabriela -kMariaGabriela.Bianchini@s rz.com>; pharkins@dfking.com; George Sard -cSard@SARDVERB.com>; pamela.garvie@klgates.com; Chris@tcifund.com>; James Hawks -cJames@tcifund.com>; Angus Milne -cJames@tcifund.com>; Sames@tcifund.com>; Tames Hawks -cJames@tcifund.com>; Sames@tcifund.com>; Sames@tcifund.com>; Sames@tcifund.com>; Chris@tcifund.com>; Sames@tcifund.com>;
FROM	Jonathan Gasthalter sigasthalter@SARDVERB.
DATE	3/4/2008
TYPE OF DOCUMENT	Email
BATES NO.	withheld
NO.	3468

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

~ III	
BASIS FOR PRIVILEGE	AC/WP
DESCRIPTION	Email chain re. final version of the congressional testimony with additional attorney comments.
၁၁	Rishi@tcifund.com>
ТО	tegi m; tegi m; com com com com; com; com;
FROM	Snehal Amin <pre> <pre>     Suehal Amin </pre> <pre> <pre> <pre> <pre>     Supasthalter@SARDVERB.     Sam Whitehorn</pre></pre></pre></pre></pre>
DATE	3/4/2008
TYPE OF DOCUMENT	Email
BATES NO.	withheld
NO.	3469

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

뜻					
BASIS FOR PRIVILEGE	V V	AC/WP	AC/WP	AC/WP	AC/WP/JD
DESCRIPTION	Information re. witness list for the congressional hearing.	TCI's press strategy	Advice re. congressional testimony. AC/WP	Discussions on addressing questions from the press.	Disclaimer for Whitepaper presentation
၁၁	O'Neil, Mike <mike.oneil@klgates.com></mike.oneil@klgates.com>	mgb@srz.com; TCI <tci@sardverb.com></tci@sardverb.com>	Snehal Amin  Snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; O'Neil, Mike  <mike.oneil@klgates.com></mike.oneil@klgates.com></rishi@tcifund.com>	mgb@srz.com; TCI <tci@sardverb.com></tci@sardverb.com>	
01	Snehal Amin <snehal@tcifund.com>; Rishi Sunak  <rishi@tcifund.com>; Sam Whitehorn  <swhitehorn@mcbeestrategi c.com="">; Rob Chamberlin  <rchamberlin@mcbeestrategi gic.com="">; marc.weingarten@srz.com; Bianchini, Maria Gabriela  <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s></rchamberlin@mcbeestrategi></swhitehorn@mcbeestrategi></rishi@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sam Whitehorn  swhitehorn@mcbeestrategi <snehal@tcifund.com>; c.com&gt;; Rob Chamberlin Rishi Sunak <rchamberlin@mcbeestrate <rishi@tcifund.com="">; gic.com&gt; <mike.oneil@klgates.cor< th=""><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>Bianchini, Maria Gabriela Rishi Sunak   Rishi@tcifund.com&gt;; Daniel Srz.com&gt; Capital.com&gt; Capital.com&gt;</th></mike.oneil@klgates.cor<></rchamberlin@mcbeestrate></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Rishi Sunak   Rishi@tcifund.com>; Daniel Srz.com> Capital.com> Capital.com>
FROM	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>	s, Pamela ela.garvie@klgates.c	Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
DATE	3/4/2008	3/4/2008	3/4/2008	3/4/2008	3/4/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3470 '	3471	3472	3473	3474

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP/JD	AC/WP/JD	AC/JD	AC
DESCRIPTION	Whitepaper Presentation	Whitepaper Presentation	Discussions related to disclaimers for whitepaper.	Final version of the congressional
၁၁				
ТО	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </rishi@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </snehal@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.bianchini@s 	Snehal Amin
FROM	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Peter Harkins
DATE	3/4/2008	3/4/2008	3/4/2008	3/4/2008
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	3475	3476	3477	3478

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC.	AC	AC	AC
DESCRIPTION	Congressional testimony.	Discussion of media strategy	Discussion of media strategy	Discussion of media strategy
၁၁	Rishi@tcifund.com>	mgb@srz.com		
ТО	Snehal Amin  -Snehal@tcifund.com>; Sam Whitehorn -swhitehorn@mcbeestrategi c.com>; Rob Chamberlin -Rochamberlin@mcbeestrate gic.com>; marc.weingarten@srz.com; Rosewater, David -David.Rosewater@srz.com >; Bianchini, Maria Gabriela -WariaGabriela.Bianchini@s rz.com>; pharkins@dfking.com; George Sard -GSard@SARDVERB.com> ; Jonathan Gasthalter -sigasthalter@SARDVERB.com> ; Jonathan Gasthalter -cjgasthalter@SARDVERB.com> ; Jonathan Gasthalter -dyactifund.com>; James Hawks -James@tcifund.com>; Angus Milne -Angus Qtrifund.com>; Rahul Moodgal -Rahul Moodgal	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	jgasthalter@SARDVERB.co m	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>
DATE	3/4/2008	3/4/2008	3/4/2008	3/4/2008
TYPE OF DOCUMENT	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	3479 V	3480 V	3481	3482 V

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BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC/WP	AC/WP		ACWP	AC
DESCRIPTION	Discussion of media strategy A	Discussion of media strategy A	Discussion of media strategy A	Research on Cayman investments. A	Edits on a confidentiality agreement.	Edits on a confidentiality A agreement.	Email re. congressional testimony.	Power point presentation: MS Velocity and Dwell.	Information re. congressional A hearing.
၁၁				Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Weingarten, Marc <marc.weingarten@srz.co m&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></marc.weingarten@srz.co 				
ТО	jgasthalter@SARDVERB.co m	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	jgasthalter@SARDVERB.co m	Bianchini, Maria Gabriela   Snehal Amin <mariagabriela.bianchini@s <snehal@tcifund.com=""> rz.com&gt;</mariagabriela.bianchini@s>	Sandy.Ferguson@klgates.co  Weingarten, Marc	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin  -Snehal@tcifund.com>; Rishi Sunak -Rishi@tcifund.com>; Rob Chamberlin -Rchamberlin@mcbeestrate gic.com>; mgb@srz.com; Weingarten, Marc -Marc.Weingarten@srz.com	Bianchini, Maria Gabriela <mariagabriela.bianchini@s< td="">   rz.com&gt;;   rstrege@mcbeestrategic.co   m</mariagabriela.bianchini@s<>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	٦. ۲.	thalter SARDVERB.	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rosewater, David <david.rosewater@srz.co m&gt;</david.rosewater@srz.co 	Weingarten, Marc <marc.weingarten@srz.co m&gt;</marc.weingarten@srz.co 	Sam Whitehorn swhitehorn@mcbeestrate gic.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Sjoblom, Thomas V. <li><tsjoblom@proskauer.com< li=""></tsjoblom@proskauer.com<></li>
DATE	3/4/2008	3/4/2008	3/4/2008	3/5/2008	3/5/2008	3/5/2008	3/5/2008	3/5/2008	3/5/2008
TYPE OF DOCUMENT		Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3483	3484	3485	3486	3487	3488	3489 /	3490	3491

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC/WP	AC/WP	AC	AC	AC/WP/JD
DESCRIPTION	Information re. congressional hearing.	Discussions about Congressional Testimony.	Discussions about Congressional Testimony.	Discussions about Congressional Testimony.	Final version of the congressional testimony.	Edits of and comments re. confidentiality agreement.	Email chain re. confidentiality agreement.	Email chain re. confidentiality agreement.	Whitepaper presentation
၁၁		TCI <tci@sardverb.com></tci@sardverb.com>			swhitehom@mcbeestrategi c.com; Rob Chamberlin <rchamberlin@mcbeestrat egic.com&gt;</rchamberlin@mcbeestrat 			James Hawks <james@tcifund.com>; Angus Milne <angus@tcifund.com></angus@tcifund.com></james@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
ТО	tsjoblom@proskauer.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	jgasthalter@SARDVERB.co m	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.bianchini@s 	Rishi Sunak <rishi@tcifund.com>; James Hawks <james@tcifund.com>; Mark Derbyshire <mderbyshire@tcifund.com></mderbyshire@tcifund.com></james@tcifund.com></rishi@tcifund.com>	Snehal Amin Snehal@tcifund.com>; Mark Derbyshire <mderbyshire@tcifund.com></mderbyshire@tcifund.com>	Snehal Amin Snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- capital.com="">; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></dschwartz@3g->
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	sthalter §SARDVERB.	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Mark Derbyshire Snehal Amin cmderbyshire@tcifund.com <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Daniel Schwartz <mariagabriela.bianchini@ <dschwartz@3g-srz.com=""> Riscom&gt; <riscom> <risc< td=""></risc<></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></riscom></mariagabriela.bianchini@>
DATE	3/5/2008	3/5/2008	3/5/2008	3/5/2008	3/6/2008	3/6/2008	3/6/2008	3/6/2008	3/6/2008
TYPE OF DOCUMENT		Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3492	3497	3498	3499	3500	3501	3502	3503	3504

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BASIS FOR PRIVILEGE	AC	AC	AC/WP	AC/WP	AC/WP	AC/WP	AC/JD	AC/WP/JD	AC/JD
DESCRIPTION	Email chain re. confidentiality agreement.	Email chain re. confidentiality agreement.	Draft of The Case for Change presentation.	Draft of The Case for Change presentation.	Draft of The Case for Change presentation.	Draft of The Case for Change presentation.	Whitepaper Presentation.	Whitepaper Presentation	Whitepaper Presentation
၁၁	James Hawks <james@tcifund.com>; Angus Milne <angus@tcifund.com></angus@tcifund.com></james@tcifund.com>	Chris Hohn  CChris@tcifund.com>;  James Hawks <james@tcifund.com>;  Angus Milne  <angus@tcifund.com></angus@tcifund.com></james@tcifund.com>					dschwartz@3g-capital.com	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	
ОТ	Mark Derbyshire James Hawks <a href="mailto:right">- James Hawks</a> <a href="mailto:right">- Amgus Milne</a> <a href="mailto:right">- Angus Milne</a> <a href="mailto:right">- Angus Milne</a> <a href="mailto:right">- Angus Milne</a> <a href="mailto:right">- Angus Milne</a>		Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi@tcifund.com>	MariaGabriela.Bianchini@srz dschwartz@3g-capital.com Whitepaper Presentation.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela    MariaGabriela.Bianchini@s   rz.com>; Rishi Sunak <rishi@tcifund.com>;   Snehal Amin   <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Mark Derbyshire Snehal Amin cmderbyshire@tcifund.com <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	y@srz.co	Kornegay, David <harold.kornegay@srz.co m&gt;</harold.kornegay@srz.co 	Kornegay, David <harold.kornegay@srz.co m&gt;</harold.kornegay@srz.co 	Kornegay, David < Harold.Kornegay@srz.co m>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- capital.com=""></dschwartz@3g->	Daniel Schwartz <dschwartz@3g- capital.com=""></dschwartz@3g->
DATE	3/6/2008	3/6/2008	3/6/2008	3/6/2008	3/6/2008	3/6/2008	3/6/2008	3/6/2008	3/6/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3505 V	3506 V	3507 V	3508 V	3509 V	3510 V	3511 V	3512 V	3513 V

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD	AC	AC	AC	AC
DESCRIPTION		Discussions re. proxy statement	Discussions re. proxy statement	Email re. oral testimony.	
23	MariaGabriela.Bianchini@sr Whitepaper Presentation z.com	Rishi@tcifund.com>	Rishi@tcifund.com>	Rob Chamberlin <rchamberlin@mcbeestrat egic.com&gt;</rchamberlin@mcbeestrat 	Rchamberlin@mcbeestrate gic.com; jgasthalter@SARDVERB.co m
01	Rishi Sunak <rishi@tcifund.com>; dschwartz@3g-capital.com</rishi@tcifund.com>	marc.weingarten@srz.com; David.Rosewater@srz.com; MariaGabriela.Bianchini@srz.com; .com; GSard@SARDVERB.com; igasthalter@SARDVERB.co m; pharkins@dfking.com	Snehal Amin -Snehal@tcifund.com>; marc.weingarten@srz.com; David.Rosewater@srz.com; MariaGabriela.Bianchini@srz.com; com; GSard@SARDVERB.com; igasthalter@SARDVERB.co m	Snehal Amin  Snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com="">; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.bianchini@s>	MariaGabriela.Bianchini@srz Rchamberlin@mcbeestrate Email re. oral testimony. com; swhitehorn@mcbeestrategic. jgasthalter@SARDVERB.co com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Sam Whitehorn <a href="mailto:swhitehorn@mcbeestrate">swhitehorn@mcbeestrate</a> gic.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	3/6/2008	3/6/2008	3/6/2008	3/6/2008	3/6/2008
TYPE OF DOCUMENT		Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3514 V	3515 V	3516 V	3517	3518 V

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

NO.	BATES NO.	TYPE OF DOCUMENT	DATE	FROM	01	၁၁	DESCRIPTION	BASIS FOR PRIVILEGE
3519	Withheld	Email	3/6/2008	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Snehal Amin <snehal@tcifund.com>; Rob Chamberlin <rchamberlin@mcbeestrate< td=""><td></td><td>Email chain re. congressional testimony.</td><td>AC</td></rchamberlin@mcbeestrate<></snehal@tcifund.com>		Email chain re. congressional testimony.	AC
3520	Withheld	Email	3/6/2008	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	swhitehorn@mcbeestrategic. com; Rchamberlin@mcbeestrategi		Email chain re. congressional testimony.	AC
3521	Withheld	Email	3/6/2008	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Sam Whitehorn Suehal Amin swhitehorn@mcbeestrate <snehal@tcifund.com>; Rob gic.com&gt; <rchamberlin@mcbeestrate< p=""> gic.com&gt;</rchamberlin@mcbeestrate<></snehal@tcifund.com>		Email chain re. congressional testimony.	AC AC
3522	Withheld	Email	3/6/2008	Rob Chamberlin   Snehal Amin   Snehal Amin   Snehal (Strind.com>;   Sam Whitehorn   Sam Whitehorn   Swhitehorn@mcbeestra   Com>	Snehal Amin  Snehal@tcifund.com>; Sam Whitehorn <swhitehorn@mcbeestrategi c.com=""></swhitehorn@mcbeestrategi>		Email chain re. congressional testimony.	AC A
3523	Withheld	Email	3/6/2008	Rob Chamberlin   Snehal Amin   Shehal Amin   Shehal   Chamberlin@mcbeestrat   Chamberling@mcbeestrat   Chamberling	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Email chain re. congressional testimony.	AC
3524	Withheld	Email	3/6/2008	Jonathan Gasthalter Sigasthalter@SARDVERB.	@srz ægic.	Rchamberlin@mcbeestrate Media strategy gic.com	Media strategy	AC

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC+ WP	AC/WP/JD	AC	AC/WP	AC/WP	WP
DESCRIPTION	TCI's business management for legal review.	MariaGabriela.Bianchini@sr TCI's Whitepaper Presentation z.com	Final version of the	Discussions about key definitions.	Draft of The Case for Change presentation.	Analysis of CSX's growth.
၁၁		MariaGabriela.Bianchini@sr z.com	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»		Snehal Amin  -Snehal@tcifund.com>; Weingarten, Marc  -Marc.Weingarten@srz.co m>; Rosewater, David  -David.Rosewater@srz.co m>; GSard@SARDVERB.com; igasthalter@SARDVERB.co m	
10	Eva Kauerova <eva@tcifund.com>; Dwain Davis <dwain@tcifund.com>; Mark Derbyshire <mderbyshire@tcifund.com></mderbyshire@tcifund.com></dwain@tcifund.com></eva@tcifund.com>	Snehal Amin <snehal@tcifund.com>; dschwartz@3g-capital.com</snehal@tcifund.com>	Jonathan Gasthalter sigasthalter@SARDVERB.c <snehal@tcifund.comom>; Sam Whitehorn swhitehorn@mcbeestrategi <rishi@tcifund.com> c.com&gt;; Rchamberlin@mcbeestrategi c.com</rishi@tcifund.com></snehal@tcifund.comom>	Bianchini, Maria Gabriela <mariagabriela. bianchini@s<br="">rz.com&gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@s <snehal@tcifund.com="">; rz.com&gt;; Rishi Sunak  <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.bianchini@s>	Gopas, Avital <avital.gopas@srz.com></avital.gopas@srz.com>
FROM	Michelle Hall <mhall@tcifund.com></mhall@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Gopas, Avital <avital.gopas@srz.com></avital.gopas@srz.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	3/7/2008	3/7/2008	3/7/2008	3/7/2008	3/7/2008	3/7/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3526	3527	3528	3529	3530	3531

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BASIS FOR PRIVILEGE		ΛΡ	Q			
B B	AC	AC/WP	AC/JD	AC	AC	AC
DESCRIPTION	TCI's business management for legal review.	Comments on preliminary proxy statement.	Questions re. payroll tax.	Email chain re. legal contract inquiry.	Email chain re. legal contract inquiry.	Email chain re. legal contract inquiry.
၁၁			Avital.Gopas@srz.com	Rishi Sunak <rishi@tcifund.com>; swhitehom@mcbeestrategi c.com; MariaGabriela.Bianchini@sr z.com</rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; swhitehom@mcbeestrategi c.com; MariaGabriela.Bianchini@sr</rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com>; swhitehom@mcbeestrategi c.com; MariaGabriela.Bianchini@sr</rishi@tcifund.com>
10	Michelle Hall <mhall@tcifund.com>;  Dwain Davis  <dwain@tcifund.com>; Mark  Derbyshire  <mderbyshire@tcifund.com></mderbyshire@tcifund.com></dwain@tcifund.com></mhall@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz Avital.Gopas@srz.com.com; Snehal Amin snehal@tcifund.com>; Rishi Sunak srishi@tcifund.com>	pamela.garvie@klgates.com; Rishi Sunak Kevin.Sheys@klgates.com	Snehal Amin <snehal@tcifund.com>; Garvie, Pamela <pamela.garvie@klgates.co m&gt;</pamela.garvie@klgates.co </snehal@tcifund.com>	Sheys, Kevin <pre></pre>
FROM	Eva Kauerova <eva@tcifund.com></eva@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com=""></mariagabriela.bianchini@>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Sheys, Kevin <kevin.sheys@klgates.co m&gt;</kevin.sheys@klgates.co 	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 
DATE	3/7/2008	3/7/2008	3/7/2008	3/7/2008	3/7/2008	3/7/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3532	3533	3534	3535	3536	3537

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE		AC	AC	AC/WP/JD	AC	AC/JD
DESCRIPTION	Email re. congressional testimony.	Discussions about filing a proxy statement.	Discussions re. filing proxy statement.	Whitepaper Presentation	Analysis of the Whitepaper Presentation.	Maria Gabriela. Bianchini@srz dschwartz@3g-capital.com       Information on allocation of capital         .com       Avital. Gopas@srz.com       for the Whitepaper Presentation.
၁၁		Snehal Amin  Snehal@tcifund.com>; Weingarten, Marc  AMarc.Weingarten@srz.co m>; Rosewater, David  CDavid.Rosewater@srz.co m>; George Sard  George Sard  CGSard@SARDVERB.com	Rishi Sunak <rishi@tcifund.com>; TCI <tci@sardverb.com></tci@sardverb.com></rishi@tcifund.com>	Snehal Amin Snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 		dschwartz@3g-capital.com; Avital.Gopas@srz.com
10	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Peter Harkins Snehal Amin cpharkins@dfking.com>; Snehal@tcifund.com>; Bianchini, Maria Gabriela Weingarten, Marc cMariaGabriela.Bianchini@s cMarc.Weingarten@srz.corz.com>; Rishi Sunak cPavid.Rosewater@srz.com>; Goorge Sard cGSard@SARDVERB.com cGSard@SARDVERB.com	Snehal Amin  -Snehal@tcifund.com>; marc.weingarten@srz.com; David.Rosewater@srz.com; MariaGabriela.Bianchini@srz.com; com; George Sard -GSard@SARDVERB.com> ; pharkins@dfking.com	tto45@hotmail.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com
FROM	Steve McBee Should Shou	nan Gasthalter halter@SARDVERB.	Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	ıria Gabriela ela.Bianchini@	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	3/7/2008	3/7/2008	3/7/2008	3/7/2008	3/8/2008	3/8/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3538	3539	3540 /	3541	3542	3543

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	C/JD	C/JD	AC/JD	AC/JD	AC/JD	O	AC/WP	AC/WP	AC+ WP	AC/WP	AC+ WP
DESCRIPTION	Email chain of questions re. payroll AC/JD tax.	Email chain of questions re. payroll AC/JD tax.	Discussions about free cash flow. A	Edits of preliminary proxy A statements.	Discussions surrounding proxy A statement.	Discussions about swaps for 13D AC filing.	Comments on edits of an A agreement.	Counsel's Preliminary Proxy Atatement edits.	inary Proxy	ninary Proxy	Counsel's Preliminary Proxy A Statement edits.
cc			Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bernardo Piquet  bpiquet@3G- Capital.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bernardo Piquet <bpiquet@3g- Capital.com&gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></bpiquet@3g- 						
ТО	MariaGabriela.Bianchini@srz .com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	MariaGabriela.Bianchini@srz .com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	MariaGabriela.Bianchini@srz Rishi Sunak .com	Daniel Schwartz <dschwartz@3g- Capital.com&gt;; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></dschwartz@3g- 	MariaGabriela.Bianchini@srz Bernardo Piquet .com; Snehal Amin com; capital.com; Ri crishi@tcifund.com; crishi@tcifund.α	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Angus Milne <angus@tcifund.com></angus@tcifund.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	Angus Milne <angus@tcifund.com></angus@tcifund.com>
FROM	Daniel Schwartz cdschwartz@3G-Capital.com>		ırtz 13G-	ria Gabriela la.Bianchini@	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	ıria Gabriela ela.Bianchini@	nin @tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	und.com>	la ni@	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	3/8/2008	3/8/2008	3/8/2008	3/9/2008	3/9/2008	3/10/2008	3/10/2008	3/10/2008	3/10/2008	3/10/2008	3/10/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3544	3545	3546	3547	3549	3552	3553	3554	3555	3556	3557

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	YC.	AC
DESCRIPTION	Final version of the preliminary proxy statement.	Advice on CFIUS.	Advice on CFIUS.
၁၁		marc.weingarten@srz.com; Advice on CFIUS. Rosewater, David <david.rosewater@srz.co m="">; Bianchini, Maria Gabriela    AMariaGabriela.Bianchini@ srz.com&gt;; Sam Whitehorn sswhitehorn@mcbeestrate gic.com&gt;; Rob Chamberlin egic.com&gt;; Rishi Sunak    <rishi@tofund.com></rishi@tofund.com></david.rosewater@srz.co>	Mr. Marc Weingarten cmarc. weingarten @srz. comp.; Rosewater, David cDavid.Rosewater@srz. comp.; Bianchini, Maria Gabriela cMariaGabriela Bianchini@srz. comp.; Sam Whitehorn svwhitehorn@mcbeestrate gic. comp.; Rob Chamberlin cRchamberlin@mcbeestrate egic. comp.; Rishi Sunak cRishi@tifund.comp.; Nathaniel F. Stankard cnstankard@cgsh. comp.
01	Angus Milne <angus@tcifund.com>; Ghislaine Couvillat <ghislaine@tcifund.com></ghislaine@tcifund.com></angus@tcifund.com>	pmarquardt@cgsh.com	Snehal@tcifund.com>
FROM	Peter Butler <pbutler@tcifund.com></pbutler@tcifund.com>	Snehal@tcifund.com>	Paul MARQUARDT <pmarquardt@cgsh.com></pmarquardt@cgsh.com>
DATE	3/10/2008	3/10/2008	3/10/2008
TYPE OF DOCUMENT	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld
NO.	3558	3559	3560

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

K iii		
BASIS FOR PRIVILEGE	AC	O
DESCRIPTION	Advice on CFIUS.	Advice on CFIUS.
၁၁	Mr. Marc Weingarten cmarc.weingarten@srz.co m>; Rosewater, David cDavid.Rosewater@srz.co m>; Bianchini, Maria Gabriela cMariaGabriela.Bianchini@srz.com>; Sam Whitehorn cswhitehorn@mcbeestrate gic.com>; Rob Chamberlin cRchamberlin@mcbeestrat egic.com>; Rishi Sunak cRishi@tridud.com>; Nathaniel F. Stankard com>; Nathaniel F. Stankard com>;	Mr. Marc Weingarten emarc.weingarten @srz.com>; Rosewater, David eDavid.Rosewater@srz.com>; Bianchini, Maria Gabriela «MariaGabriela.Bianchini@srz.com>; Sam Whitehorn ewhitehorn@mcbeestrate gic.com>; Rob Chamberlin egic.com>; Rishi Sunak egic.com>; Rishi Sunak erishi@tridund.com>; Nathaniel Stankard and enstankard@cgsh.com>; Nathaniel Stankard
ОТ	Paul MARQUARDT	Snehal @tcifund.com>
FROM	Snehal@tcifund.com>	Paul MARQUARDT <pmarquardt@cgsh.com></pmarquardt@cgsh.com>
DATE	3/10/2008	3/10/2008
TYPE OF DOCUMENT	Email	Email
BATES NO.	Withheld	Withheld
NO.	3561	3562

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	O	AC/WP	AC/WP	AC/WP/JD	AC/WP/JD	AC/WP/JD	AC/JD
DESCRIPTION	Advice on CFIUS.	Draft of a letter to shareholders. A	Draft of the common interest Avagreement.	TCI's Whitepaper Presentation.	Whitepaper Presentation.	Whitepaper Presentation.	Information on allocation of capital Avior the Whitepaper Presentation.
၁၁	marc.weingarten@srz.com; David.Rosewater@srz.com; MariaGabriela.Bianchini@sr z.com; swhitehom@mcbeestrategi c.com; Richamberlin@mcbeestrate gic.com; Rishi Sunak <rishi@tcifund.com>; nstankard@cgsh.com</rishi@tcifund.com>	Weingarten, Marc <marc. m="" weingarten@srz.co="">; Rosewater, David <david.rosewater@srz.co m=""></david.rosewater@srz.co></marc.>		Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;; Gopas, Avital <avital.gopas@srz.com></avital.gopas@srz.com></dschwartz@3g- 
ТО	pmarquardt@cgsh.com	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin <mariagabriela. <snehal@tcifund.com="" bianchini@s=""  =""> rz.com&gt;; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></mariagabriela.>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Bianchini, Maria Gabriela Daniel Schwartz «MariaGabriela.Bianchini@s <dschwartz@3g-rz.com> capital.com&gt;; Go <avital.gopas@s< th=""></avital.gopas@s<></dschwartz@3g-rz.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	3/10/2008	3/10/2008	3/10/2008	3/10/2008	3/10/2008	3/10/2008	3/10/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3563	3564		3566		3568	3569

Page 564

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

~			
BASIS FOR PRIVILEGE	AC/WP/JD	AC/WP/JD	AC
DESCRIPTION	Whitepaper Presentation.	Whitepaper Presentation.	Email chain re. advice on press strategy and related legal matters.
၁၁	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 		Rishi@tcifund.com>
01	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	ria Gabriela ela.Bianchini@s iel Schwartz 33G-	Rob Chamberlin  -Rob Chamberlin@mcbeestrate -Rishi@tcifund.com> gic.com>; Sam Whitehorn
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal@tcifund.com>
DATE	3/10/2008	3/10/2008	3/11/2008
TYPE OF DOCUMENT	Email	Email	Email
BATES NO.	Withheld	Withheld	TCI0954276 -
NO.	3570	3571	279

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	VA V	AC
DESCRIPTION	Email chain re. advice on press strategy and related legal matters.	Email chain re, advice on press strategy and related legal matters.
၁၁	Rishi@tcifund.com>	Rishi@tcifund.com>
ТО	Snehal Amin Rishi Sunak <snehal @tcifund.com="" amin="" snehal="">: Chamberlin &amp; Rishi@tcifund.com&gt;: Chamberlin @mcbeestrategic.com&gt;: Sam Whitehorn &amp; Sam Whitehorn &amp; Sam Whitehorn &amp; Sam Casard@sARDVERB.com&gt;: Jonathan Gasthalter &amp; Sard@sARDVERB.com&gt;: Jonathan Gasthalter &amp; Sard &amp;</snehal>	Snehal Amin  Snehal@tcifund.com>; Rchamberlin@mcbeestrategi c.com; swhitehorn@mcbeestrategic. com; GSard@SARDVERB.com; igasthalter@SARDVERB.co m; marc.weingarten@srz.com; David.Rosewater@srz.com; MariaGabriela.Bianchini@srz.com;
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>
DATE	3/11/2008	3/11/2008
TYPE OF DOCUMENT	Email	Email
BATES NO.	TCI0954279 - 1	TCI0954282 - TCI0954287
NO.	. 580	281

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR	PRIVILEGE	AC																
DESCRIPTION		Email chain re. advice on press	strategy and related legal matters.															
သ		Rishi Sunak	<rishi@tcifund.com></rishi@tcifund.com>															
70		Snehal Amin	<gsard@sardverb.com <snehal@tcifund.com=""  ="">; Rob   <rishi@tcifund.com></rishi@tcifund.com></gsard@sardverb.com>	Chamberlin	<rchamberlin@mcbeestrate< th=""><th>gic.com&gt;; Sam Whitehorn</th><th><swhitehorn@mcbeestrategi< th=""><th>c.com&gt;; Jonathan Gasthalter</th><th><jgasthalter@sardverb.c< th=""><th>om&gt;;</th><th>marc.weingarten@srz.com;</th><th>Rosewater, David</th><th><david.rosewater@srz.com< th=""><th>&gt;; Bianchini, Maria Gabriela</th><th><mariagabriela.bianchini@s< th=""><th>rz.com&gt;;</th><th>pharkins@dfking.com</th><th></th></mariagabriela.bianchini@s<></th></david.rosewater@srz.com<></th></jgasthalter@sardverb.c<></th></swhitehorn@mcbeestrategi<></th></rchamberlin@mcbeestrate<>	gic.com>; Sam Whitehorn	<swhitehorn@mcbeestrategi< th=""><th>c.com&gt;; Jonathan Gasthalter</th><th><jgasthalter@sardverb.c< th=""><th>om&gt;;</th><th>marc.weingarten@srz.com;</th><th>Rosewater, David</th><th><david.rosewater@srz.com< th=""><th>&gt;; Bianchini, Maria Gabriela</th><th><mariagabriela.bianchini@s< th=""><th>rz.com&gt;;</th><th>pharkins@dfking.com</th><th></th></mariagabriela.bianchini@s<></th></david.rosewater@srz.com<></th></jgasthalter@sardverb.c<></th></swhitehorn@mcbeestrategi<>	c.com>; Jonathan Gasthalter	<jgasthalter@sardverb.c< th=""><th>om&gt;;</th><th>marc.weingarten@srz.com;</th><th>Rosewater, David</th><th><david.rosewater@srz.com< th=""><th>&gt;; Bianchini, Maria Gabriela</th><th><mariagabriela.bianchini@s< th=""><th>rz.com&gt;;</th><th>pharkins@dfking.com</th><th></th></mariagabriela.bianchini@s<></th></david.rosewater@srz.com<></th></jgasthalter@sardverb.c<>	om>;	marc.weingarten@srz.com;	Rosewater, David	<david.rosewater@srz.com< th=""><th>&gt;; Bianchini, Maria Gabriela</th><th><mariagabriela.bianchini@s< th=""><th>rz.com&gt;;</th><th>pharkins@dfking.com</th><th></th></mariagabriela.bianchini@s<></th></david.rosewater@srz.com<>	>; Bianchini, Maria Gabriela	<mariagabriela.bianchini@s< th=""><th>rz.com&gt;;</th><th>pharkins@dfking.com</th><th></th></mariagabriela.bianchini@s<>	rz.com>;	pharkins@dfking.com	
FROM		George Sard	<gsard@sardverb.com< th=""><th>٨</th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th><th></th></gsard@sardverb.com<>	٨														
DATE		3/11/2008																
TYPE OF	DOCUMENT	Email																
BATES NO.		TCI0954288 -   Email	TCI0954292															
NO.		282																

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC
DESCRIPTION	Email chain re, advice on press A strategy and related legal matters.	Email chain re. advice on press A strategy and related legal matters.	Email chain re. advice on press A strategy and related legal matters.	Email chain re. advice on press A strategy and related legal matters.	Email chain re. advice on press A strategy and related legal matters.
၁၁	Rishi@tcifund.com>				
ТО	George Sard  George Sard  GSard@SARDVERB.com>; Rob Chamberlin  -Rchamberlin@mcbeestrate gic.com>; Sam Whitehorn  -swhitehorn@mcbeestrategi c.com>; Jonathan Gasthalter -igasthalter@SARDVERB.c om>; marc.weingarten@srz.com; Rosewater, David -CDavid.Rosewater@srz.com >; Bianchini, Maria Gabriela -/MariaGabriela.Bianchini@s -/MariaGabriela.Bianchini@s -/Lcom>;	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	3/11/2008	3/11/2008	3/11/2008	3/11/2008	3/11/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email
BATES NO.	TCI0954320 - 16	TC10954325 -   E TC10954330	TC10954331 -  E TC10954335	TC10954336 -   F	TC10954341 -
NO.	283	284	285	286	287

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

		T
BASIS FOR PRIVILEGE	AC	AC
DESCRIPTION	Email chain re, advice on press strategy and related legal matters.	Email chain re, advice on press strategy and related legal matters.
၁၁	Rishi@tcifund.com>	Rishi@tcifund.com>
ОТ	Snehal Amin -Snehal@tcifund.com>; GSard@SARDVERB.com; Rob Chamberlin -Kchamberlin@mcbeestrate gic.com>; jgasthalter@SARDVERB.co m; marc.weingarten@srz.com; David.Rosewater@srz.com; AariaGabriela Bianchini@srz.com; com; pharkins@dfking.com	Snehal Amin -Snehal@tcifund.com>; GSard@SARDVERB.com; Rob Chamberlin -Kchamberlin@mcbeestrate gic.com>; jgasthalter@SARDVERB.co m; marc.weingarten@srz.com; David.Rosewater@srz.com; MariaGabriela.Bianchini@srz.com; com; pharkins@dfking.com
FROM	Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Sam Whitehorn @mcbeestrate gic.com>
DATE	3/11/2008	3/11/2008
TYPE OF DOCUMENT	Email	Email
BATES NO.	TCI0954346 -	TCI0954353 -
ON	288	588

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP/JD	AC/JD	AC/JD	AC	AC	AC
DESCRIPTION	Email chain re. advice on press strategy and related legal matters.	TCI's Whitepaper Presentation.	Email containing attorney-client communications re: Whitepaper	Email containing attorney-client communications re: Whitepaper	Discussions about lobbying efforts with advisors, nominees, and 3G.	Email chain re. discussions about lobbying efforts with advisors, nominees, and 3G.	Email chain re. discussions about lobbying efforts with advisors, nominees, and 3G.
၁၁	Rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 					
01	Rob Chamberlin Sam Whitehorn <pre> <pre></pre></pre>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin Snehal@tcifund.com>; Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 
FROM	Rob Chamberlin <rchamberlin@mcbeestrat egic.com&gt;</rchamberlin@mcbeestrat 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Timothy O'Toole <tto45@hotmail.com></tto45@hotmail.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Sonehal@tcifund.com&gt;">Snehal@tcifund.com&gt;</a> srz.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	3/1 1/2008	3/11/2008	3/11/2008	3/11/2008	3/11/2008	3/11/2008	3/11/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email
BATES NO.	TC10954364 -	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	290	3574	3222	3576	3577	3578	3579

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC/WP	AC/JD	AC/WP/JD	AC/WP/JD	AC/WP/JD
DESCRIPTION	Email chain re. discussions about lobbying efforts with advisors, nominees, and 3G.	Email chain re. discussions about lobbying efforts with advisors, nominees, and 3G.	Email chain re. discussions about lobbying efforts with advisors, nominees, and 3G.	Discussions about media coverage. AC	Draft letter to the SEC.	Comments on an unspecified report.	Whitepaper Presentation	Whitepaper Presentation	Whitepaper Presentation
၁၁					Rosewater, David <david.rosewater@srz.co m="">; Weingarten, Marc <marc.weingarten@srz.co m=""></marc.weingarten@srz.co></david.rosewater@srz.co>		Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
ТО	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	George Sard <gsard@sardverb.com> ; Jonathan Gasthalter  <jgasthalter@sardverb.c om=""></jgasthalter@sardverb.c></gsard@sardverb.com>	Snehal Amin «Snehal@tcifund.com»; Rishi Sunak «Rishi@tcifund.com»	Rishi Sunak <rishi@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s </rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 
FROM	ria Gabriela la.Bianchini@	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com=""></mariagabriela.bianchini@>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	d.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	3/11/2008	3/11/2008	3/11/2008	3/11/2008	3/11/2008	3/11/2008	3/11/2008	3/11/2008	3/11/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	0898	3581	3285	3583	3584	3585	3586	3587	3588

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP/JD - t.	AC/WP/JD t.	WP	AC/JD	AC	AC/JD	AC/JD
DESCRIPTION	Email containing attorney-client communications re: Whitepaper Presentation.	Email containing attorney-client communications re: Whitepaper Presentation and attaching draft.	Email containing attorney-client communications re: Whitepaper Presentation and attaching draft.	Draft letter to SEC.	Discussions about editing a particular presentation based on CSX's recent press coverage.	Media and legal strategy	Advice on a presentation.	Advice on a presentation.
၁၁					Rishi Sunak  Rishi@tcifund.com>; Danie  <mariagabriela.bianchini@ <dschwartz@3g-="" capital.com="" schwartz=""></mariagabriela.bianchini@>	MariaGabriela.Bianchini@sr Media and legal strategy z.com	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	MariaGabriela.Bianchini@sr Advice on a presentation. z.com
ОТ	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz -dschwartz@3G- Capital.com>; Bianchini, Maria Gabriela -MariaGabriela.Bianchini@s	Nicholas Panos	Rishi Sunak <rishi@tcifund.com>; Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- </rishi@tcifund.com>	dschwartz@3g-capital.com; Rishi Sunak <rishi@tcifund.com>; jgasthalter@SARDVERB.co m; abehring@3g- capital.com; Imoura@3g- capital.com</rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	l.com;
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Rishi@tcifund.com>	Marc Weingarten	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	3/11/2008	3/11/2008	3/11/2008	3/11/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008
TYPE OF DOCUMENT		Email	Email	Letter	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	TCI0954372 - TCI0954379	TC10954381 -	TCI0954383 - TCI0954384	TCI0954385 - TCI0954386
NO.	3589	3590	3591	3594	291	292	293	294

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD	AC	AC/JD	AC/JD	AC	AC	AC/JD	AC/JD	AC	AC/WP
DESCRIPTION	Advice on a presentation.	Information re. backup quotes.	Email chain re. discussions about   k corporate governance rankings.	Email chain re. discussions about   k corporate governance rankings.	Advice on CFIUS.	Discussions re. SEC regulations.		Email chain re. advice on roadshow.	Email containing attorney-client communications re: CFIUS.	nt edits.
၁၁							dschwartz@3g-capital.com Email chain re. advice on roadshow.			
ТО	Snehal Amin <snehal@tcifund.com>; dschwartz@3g-capital.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	ia Gabriela Mark Derbyshire a.Bianchini@ <mderbyshire@tcifund.com> ; Ron Braverman <ron@tcifund.com></ron@tcifund.com></mderbyshire@tcifund.com>	abehring@3g-capital.com	Snehal Amin «Snehal@tcifund.com»; Alex Behring «abehring@3G- Capital.com»	Anna Lord <anna@tcifund.com></anna@tcifund.com>	Bianchini, Maria Gabriela James Hawks <mariagabriela.bianchini@s< p=""> <james@tcifund.com>; rz.com&gt; <rishi@tcifund.com> <rishi@tcifund.com></rishi@tcifund.com></rishi@tcifund.com></james@tcifund.com></mariagabriela.bianchini@s<>
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Chris Hohn <chris@tcifund.com></chris@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	TC10954387 - TC10954389	TC10954390 - TC10954410	TC10954416 - TC10954417	TCI0954418 - TCI0954420	-	TCI0954429 - TCI0954433	TCI0954434 - TCI0954436	TCI0954437 - TCI0954440	TCI0954498 - TCI0954501	Withheld
NO.	295	7962	867	667	300	303	304	305	307	3596

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE					ΛΡ				WP	
B.	AC	AC	AC	AC	AC/WP	AC	AC	AC	AC/WP	AC
DESCRIPTION	Discussions re. SEC regulations.	Discussions on CSX, securities, prime broker and voting query.	Discussions on CSX, securities, prime broker and voting query.	Discussions on CSX, securities, prime broker and voting query.	Draft of a letter to SEC.	Discussions re. SEC regulations.	Discussions re. SEC regulations.	Discussions re. SEC regulations.	Draft of a letter to the SEC.	Advice on CFIUS.
၁၁					Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ron Braverman <ron@tcifund.com></ron@tcifund.com>	Ron Braverman <ron@tcifund.com></ron@tcifund.com>	Mark Derbyshire <mderbyshire@tcifund.com &gt;</mderbyshire@tcifund.com 		MariaGabriela.Bianchini@sr Advice on CFIUS. z.com; Paul MARQUARDT <pmarquardt@cgsh.com></pmarquardt@cgsh.com>
ТО	Mark Derbyshire <mderbyshire@tcifund.com></mderbyshire@tcifund.com>	Mark Derbyshire Bianchini, Maria Gabriela <a href="mailto:mg/">mderbyshire@tcifund.com</a> <a href="mailto:mg/">MariaGabriela.Bianchini@s</a> >	Mark Derbyshire <mderbyshire@tcifund.com></mderbyshire@tcifund.com>	Mark Derbyshire Bianchini, Maria Gabriela <mderbyshire@tcifund.com  <mariagabriela.bianchini@s<br="">  rz.com&gt;</mderbyshire@tcifund.com>	Bianchini, Maria Gabriela   Snehal Amin <mariagabriela.bianchini@s< td=""><snehal@tcifund.com>rz.com&gt;</snehal@tcifund.com></mariagabriela.bianchini@s<>	Mark Derbyshire       Bianchini, Maria Gabriela       Ron Braverman <mderbyshire@tcifund.com< td=""> <mariagabriela.bianchini@s< td=""> <ron@tcifund.com>         rz.com&gt;         rz.com&gt;</ron@tcifund.com></mariagabriela.bianchini@s<></mderbyshire@tcifund.com<>	Mark Derbyshire Ron Braverman <mderbyshire@tcifund.com> <ron@tcifund.com></ron@tcifund.com></mderbyshire@tcifund.com>	Bianchini, Maria Gabriela Mark Derbyshire <mariagabriela.bianchini@s <mderbyshire@tcifund.com<br="">rz.com&gt;</mariagabriela.bianchini@s>	Rishi Sunak <rishi@tcifund.com>; Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></rishi@tcifund.com>	Snehal Amin -Snehal@tcifund.com>; Rishi Sunak
FROM	Ron Braverman <ron@tcifund.com></ron@tcifund.com>	Mark Derbyshire <mderbyshire@tcifund.com &gt;</mderbyshire@tcifund.com 	Gabriela 3ianchini@	Mark Derbyshire <mderbyshire@tcifund.com &gt;</mderbyshire@tcifund.com 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Mark Derbyshire <mderbyshire@tcifund.com &gt;</mderbyshire@tcifund.com 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Ron Braverman <ron@tcifund.com></ron@tcifund.com>	Bianchini, Maria Gabriela Rishi Sunak <maria bianchini@="" gabriela.="" srz.com=""> <maria <="" amin="" bianchini@="" gabriela.="" snehal="" td=""> <src.com> <maria <="" amin="" bianchini@="" gabriela.="" snehal="" td=""></maria></src.com></maria></maria>	Nathaniel Stankard <nstankard@cgsh.com></nstankard@cgsh.com>
DATE	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3597	3598	3599	3600	3601	3602	3603	3604	3605	3606

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

NO.	BATES NO.	TYPE OF DOCUMENT	DATE	FROM	T0	သ	DESCRIPTION	BASIS FOR PRIVILEGE
3610	Withheld	Email	3/12/2008	Bianchini, Maria Gabriela Nathaniel Stankard <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="MariaGabriela.Bianchini@">Nathankard@cgsh.com&gt;</a> ; <a href="MariaGabriela.Bianchini@">Srz.com&gt;</a> <a href="MariaGabriela.Bianchini@">Snehal Amin</a> <a href="MariaGabriela.Bianchini@">Snehal@tcifund.com&gt;</a> ; <a href="MariaGabriela.Bianchini@">Rishi@tcifund.com&gt;</a> <a href="MariaGabriela.Bianchini@">Rishi@tcifund.com&gt;</a>		Paul MARQUARDT <pre>cpmarquardt@cgsh.com&gt;; Rosewater, David <david.rosewater@srz.co m="">; Weingarten, Marc <marc.weingarten@srz.co m=""> m&gt;; Weingarten, Marc <marc.weingarten@srz.co m=""></marc.weingarten@srz.co></marc.weingarten@srz.co></david.rosewater@srz.co></pre>	Email chain re. advice on CFIUS.	AC
3614	Withheld	Email	3/12/2008	Peter Harkins <pre>cpharkins@dfking.com&gt;</pre>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>		Email chain re. advice on roadshow.	AC
3615	Withheld	Email	3/12/2008	Bianchini, Maria Gabriela Rishi Sunak <mariagabriela.bianchini@ <rishi@tcifund.com="">srz.com&gt;</mariagabriela.bianchini@>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		Draft letter to the SEC.	WP
3616	Withheld	Email	3/12/2008	Maria Gabriela Ibriela.Bianchini@	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		Draft letter to the SEC.	WP
3617	Withheld	Email	3/12/2008	Maria Gabriela Ibriela.Bianchini@	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>		Draft letter to the SEC.	WP
3618	Withheld	Email	3/12/2008	Bianchini, Maria Gabriela Ron Braverman <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Monaction-com&gt;">Ron@tcifund.com&gt;</a> srz.com>		Mark Derbyshire <mderbyshire@tcifund.com &gt;</mderbyshire@tcifund.com 	Discussions re. SEC regulations.	AC
3619	Withheld	Email	3/12/2008	Mark Derbyshire <mderbyshire@tcifund.com &gt;</mderbyshire@tcifund.com 	Mark Derbyshire Bianchini, Maria Gabriela cmderbyshire@tcifund.com <mariagabriela.bianchini@s rz.com="">; Ron Braverman <ron@tcifund.com></ron@tcifund.com></mariagabriela.bianchini@s>		Discussions re. SEC regulations.	AC
3620	Withheld	Email	3/12/2008	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	pharkins@dfking.com		Email chain re. advice on roadshow.	AC

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	O	O	U	O	O	U	AC/WP/JD
DESCRIPTION	Attorney analysis on SEC Au perspective.	Email chain re. attorney analysis on AC SEC perspective.	Email chain re. attorney analysis on AC SEC perspective.	Email chain re. attorney analysis on AC SEC perspective.	Email chain re. attorney analysis on AC SEC perspective.	Email chain re. attorney analysis on AC SEC perspective.	Discussions re. presentation AC offering guidance through 2010.	Email containing attorney-client A communications re: Whitepaper Presentation and attaching draft.
၁၁	Rosewater, David <david.rosewater@srz.co m="">; Weingarten, Marc <marc.weingarten@srz.co m="">; George Sard  <gsard@sardverb.com>; Jonathan Gasthalter <jigasthalter@sardverb. com="">; Peter Harkins <pre>com&gt;; Peter Harkins</pre> <pre>chharkins@dfking.com&gt;; McCarty, Barry </pre> <pre>cBarry.McCarty@srz.com&gt;</pre></jigasthalter@sardverb.></gsard@sardverb.com></marc.weingarten@srz.co></david.rosewater@srz.co>							Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
ТО	Snehal Amin <snehal@tcifund.com>; Rishi@tcifund.com&gt;</snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi@tcifund.com>	MariaGabriela.Bianchini@srz .com	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;; Bianchini, Maria Gabriela <mariagabriela.bianchini@s< td=""></mariagabriela.bianchini@s<></dschwartz@3g- 
FROM	Bianchini, Maria Gabriela Snehal Amin  «MariaGabriela.Bianchini@ Snehal@tcifund.com»; srz.com> Rishi @tcifund.com> «Rishi@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	aria Gabriela ela.Bianchini@	ak cifund.com>	iela hini@	aria Gabriela ela.Bianchini@	Rishi@tcifund.com>
DATE	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3621	3622	3623 V	3624 V	3625	3626	عود2 ۸	3628 V

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CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE		9	9	9	9	9		
BASK	AC/JD	AC/WP/JD	AC/WP/JD	AC/WP/JD	AC/WP/JD	AC/WP/JD	AC/JD	AC/JD
DESCRIPTION	Email containing attorney-client communications re: Whitepaper Presentation.	Email containing attorney-client communications re: Whitepaper Presentation and attaching draft.	Email containing attorney-client communications re: Whitepaper Presentation and attaching draft.	Email containing attorney-client communications re: Whitepaper Presentation and attaching draft.	Email containing attorney-client communications re: Whitepaper Presentation and attaching draft.	Email containing attorney-client communications re: Whitepaper Presentation and attaching draft.	Comments on final version of the congressional testimony.	Email chain re. comments on final version of the congressional testimony.
၁၁					Bianchini, Maria Gabriela «MariaGabriela.Bianchini@ srz.com»; Daniel Schwartz «dschwartz@3G- Capital.com»	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 		
ТО	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- capital.com="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@s< th=""><th>Daniel Schwartz cdschwartz@3G- Capital.com&gt;; Bianchini, Maria Gabriela cMariaGabriela.Bianchini@s</th><th>Daniel Schwartz <dschwartz@3g- capital.com="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@s< th=""><th>Timothy O'Toole <tto45@hotmail.com></tto45@hotmail.com></th><th>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>garybb@nwa.com</th></mariagabriela.bianchini@s<></dschwartz@3g-></th></mariagabriela.bianchini@s<></dschwartz@3g->	Daniel Schwartz cdschwartz@3G- Capital.com>; Bianchini, Maria Gabriela cMariaGabriela.Bianchini@s	Daniel Schwartz <dschwartz@3g- capital.com="">; Bianchini, Maria Gabriela <mariagabriela.bianchini@s< th=""><th>Timothy O'Toole <tto45@hotmail.com></tto45@hotmail.com></th><th>Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></th><th>Snehal Amin <snehal@tcifund.com></snehal@tcifund.com></th><th>garybb@nwa.com</th></mariagabriela.bianchini@s<></dschwartz@3g->	Timothy O'Toole <tto45@hotmail.com></tto45@hotmail.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	garybb@nwa.com
FROM	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Rishi@tcifund.com>	Rishi@tcifund.com>	Rishi@tcifund.com>	Rishi@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	GaryBB <garybb@nwa.com></garybb@nwa.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3629	3630	3631	3632	3633	3634	3635	3636

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP					
DESCRIPTION	Email chain re. legal contract AC inquiry.	Inquiries on Mortgage bailouts. AC	Email chain re. inquiries on AC mortgage bail outs.	Email chain re. inquiries on Mortgage bail outs.		Discussions re. SEC regulations. AC
၁၁	Rishi Sunak <rishi@tcifund.com>; iswhitehom@mcbeestrategi c.com; MariaGabriela.Bianchini@sr z.com; rchamberlin@mcbeestrateg ic.com</rishi@tcifund.com>	<b>~</b> L	1.com>; und.com>; trategic.co	Patrick Degorce -Patrick@tcifund.com>; John Sheridan -JSheridan@tcifund.com>; Steve McBee -smcbee@mcbeestrategic. com>; Stefanie Tomkins -stomkins@mcbeestrategic		rbraverman@tcifund.com [
10	Snehal Amin «Snehal@tcifund.com»; Sheys, Kevin «Kevin.Sheys@klgates.com >	Steve McBee   Patrick Degorce   csmcbee@mcbeestrategic.c   cspatrick@tcifund.com>; om>   John Sheridan   cJSheridan@tcifund.cor	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Nicholas Panos	Mark Derbyshire Bianchini, Maria Gabriela <mderbyshire@tcifund.com <mariagabriela.bianchini@s<br="">&gt;</mderbyshire@tcifund.com>
FROM	Garvie, Pamela <pamela.garvie@klgates.c om&gt;</pamela.garvie@klgates.c 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Steve McBee Strategic. <snehal@tcifund.com>com&gt;</snehal@tcifund.com>	Jill Long <jlong@mcbeestrategic.co m&gt;</jlong@mcbeestrategic.co 	Marc Weingarten, SRZ	Mark Derbyshire <mderbyshire@tcifund.com &gt;</mderbyshire@tcifund.com 
DATE	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/12/2008	3/13/2008
TYPE OF DOCUMENT	Emaii	Email	Email	Email	-etter	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	TCI0954541 - TCI0954546
NO.	3637	3638	3639	3640	3641	310

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD	AC/JD	AC	AC	AC	AC	AC	AC	AC	AC
DESCRIPTION	Discussions about Whitepaper Presentation.	Email chain re. discussions about , Whitepaper Presentation.	Email chain re. discussions about presentation offering guidance through 2010.	Email chain re. discussions about , presentation offering guidance through 2010.	Discussions re. SEC regulations.	Discussions re. SEC regulations.	Discussions re. SEC regulations.	Discussions re. SEC regulations.	Discussions re. SEC regulations.	Discussions re. SEC regulations.
၁၁	Snehal Amin Snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin «snehal@tcifund.com»; MariaGabriela.Bianchini@sr z.com						Ron Braverman <ron@tcifund.com></ron@tcifund.com>	rbraverman@tcifund.com	rbraverman@tcifund.com
ОТ	Daniel Schwartz cdschwartz@3G- Capital.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Mark Derbyshire <mderbyshire@tcifund.com></mderbyshire@tcifund.com>	Mark Derbyshire Bianchini, Maria Gabriela cmderbyshire@tcifund.com   CMariaGabriela.Bianchini@s   12.com>	Bianchini, Maria Gabriela Mark Derbyshire <mariagabriela.bianchini@ <mderbyshire@tcifund.com=""> srz.com&gt;</mariagabriela.bianchini@>	Mark Derbyshire Bianchini, Maria Gabriela cmderbyshire@tcifund.com <mariagabriela.bianchini@s rz.com=""></mariagabriela.bianchini@s>	Mark Derbyshire <mderbyshire@tcifund.com></mderbyshire@tcifund.com>	Mark Derbyshire Bianchini, Maria Gabriela <mderbyshire@tcifund.com  <mariagabriela.bianchini@s<br="">  rz.com&gt;</mderbyshire@tcifund.com>
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	artz 236-	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Gabriela Bianchini@	Ron Braverman <ron@tcifund.com></ron@tcifund.com>	Mark Derbyshire <mderbyshire@tcifund.com &gt;</mderbyshire@tcifund.com 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Mark Derbyshire <mderbyshire@tcifund.com &gt;</mderbyshire@tcifund.com 	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Mark Derbyshire <mderbyshire@tcifund.com &gt;</mderbyshire@tcifund.com 
DATE	3/13/2008	3/13/2008	3/13/2008	3/13/2008	3/13/2008	3/13/2008	3/13/2008	3/13/2008	3/13/2008	3/13/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	TC10954555 - TC10954556	TCI0954557 - TCI0954558	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	313	314	3642	3643	3644	3645	3646	3647	3648	3649

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD		AC/JD	AC/WP	AC/JD	AC/JD	AC/JD	AC/JD
DESCRIPTION	Email chain re. discussions about AC Whitepaper Presentation.	Discussions about beneficial AC ownership.	Email containing attorney-client AC communications re: Whitepaper Presentation.	Draft of TCI Editorial. AC	Discussion of rules re. annual AC general meeting.	Email chain discussing rules re. AC annual general meeting.	Email chain discussing rules re. AC annual general meeting.	Email chain discussing rules re. AC annual general meeting.
၁၁	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Ron Braverman <ron@tcifund.com></ron@tcifund.com>		Sam Whitehorn <swhitehorn@mcbeestrate gic.com&gt;</swhitehorn@mcbeestrate 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin snehal@tcifund.com>; Peter Harkins spharkins@dfking.com>	pharkins@dfking.com	
ТО	dschwartz@3G-Capital.com; Snehal Amin Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela   Mark Derbyshire   Ron Braverman   Ran Braverman	Snehal Amin <snehal@tcifund.com>; dschwartz@3g-capital.com; mgb@srz.com</snehal@tcifund.com>	lin  @mcbeestrat <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz Snehal Amin .com	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	MariaGabriela.Bianchini@srz pharkins@dfking.com .com; dschwartz@3g- capital.com	Snehal Amin -Snehal@tcifund.com>; MariaGabriela.Bianchini@srz .com; dschwartz@3g- capital.com
FROM	Bianchini, Maria Gabriela dschwartz@ <mariagabriela.bianchini@ rishi="" sunak<br="">srz.com&gt;</mariagabriela.bianchini@>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Rob Chamberlin <a href="RCHamberlin@mcbeestrat">RChamberlin@mcbeestrat</a> egic.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Bianchini, Maria Gabriela Daniel Schwartz <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="documerts">dschwartz@3G-srz.com&gt;</a> Capital.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>
DATE	3/13/2008	3/13/2008	3/13/2008	3/13/2008	3/14/2008	3/14/2008	3/14/2008	3/14/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	TC10954565 - TC10954571	TC10954572 - TC10954579	TC10954580 - TC10954587	TCI0954588 -
NO.	3650	3651	3652	3653	315	316	317	318

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD	AC	AC/JD	AC	AC	AC/JD	AC/JD
DESCRIPTION	Email chain discussing rules re. annual general meeting.	Email chain discussing rules re. annual general meeting.	Email chain discussing rules re. annual general meeting.	Email chain discussing rules re. annual general meeting.	rules re.	Email chain discussing rules re. annual general meeting.	Email chain discussing rules re. annual general meeting.
၁၁							
01	ia Gabriela Peter Harkins a.Bianchini@ <pre></pre>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com; pharkins@dfking.com; dschwartz@3g-capital.com	MariaGabriela.Bianchini@srz.com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin -snehal@tcifund.com>; MariaGabriela.Bianchini@srz .com; pharkins@dfking.com; Alex Behring <abehring@3g- Capital.com&gt;; Rishi Sunak -rishi@tcifund.com&gt;</abehring@3g- 	pharkins@dfking.com; MariaGabriela.Bianchini@srz .com; dschwartz@3g- capital.com
FROM	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Bianchini, Maria Gabriela Snehal Amin <a href="MariaGabriela.Bianchini@">MariaGabriela.Bianchini@</a> <a href="Sonehal@tcifund.com">Srz.com</a>	min ②tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Gabriela 3ianchini@	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	3/14/2008	3/14/2008	3/14/2008	3/14/2008	3/14/2008	3/14/2008	3/14/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email
BATES NO.	TC10954597 - TC10954606	TC10954607 - TC10954616	TCI0954617 - TCI0954626	TCI0954627 - TCI0954636	TC10954637 - TC10954647	TCI0954648 -	TCI0954658 -
NO.	319	320	321	322	323	324	325

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD	AC/JD	AC/JD	AC/JD	AC/JD
DESCRIPTION	Email chain discussing rules re. annual general meeting.	Email chain discussing rules re. annual general meeting.	Email chain discussing rules re. annual general meeting.	Email chain discussing rules re. annual general meeting.	Email chain discussing rules re. annual general meeting.
၁၁					
OT	Daniel Schwartz -dschwartz@3G- Capital.com>; Snehal Amin -snehal@tcifund.com>; MariaGabriela.Bianchini@srz .com; Alex Behring -abehring@3G- Capital.com>; Rishi Sunak -rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com>; MariaGabriela.Bianchini@srz .com; dschwartz@3g- capital.com</snehal@tcifund.com>	pharkins@dfking.com; MariaGabriela.Bianchini@srz .com; dschwartz@3g- capital.com	pharkins@dfking.com; dschwartz@3g-capital.com; MariaGabriela.Bianchini@srz. .com; abehring@3g- capital.com; Rishi Sunak <rishi@toifund.com>; GSard@SARDVERB.com; jgasthalter@SARDVERB.com</rishi@toifund.com>	Snehal Amin <snehal@tcifund.com>; MariaGabriela.Bianchini@srz .com; dschwartz@3g- capital.com</snehal@tcifund.com>
FROM	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>
DATE	3/14/2008	3/14/2008	3/14/2008	3/14/2008	3/14/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email
BATES NO.	TCI0954676	TC10954677 - 1	TCI0954687 - TCI0954696	TCI0954697 - 1	TC10954708 - 1
NO.	326	327	328	329	330

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD	AC/JD	AC	AC/JD		AC	AC	AC
DESCRIPTION	Email chain discussing rules re. annual general meeting.	Email chain discussing rules re. annual general meeting.	Email chain discussing rules re. annual general meeting.	Email chain discussing rules re. annual general meeting.		Discussions about beneficial ownership.	Communications with in house counsel re. TCI's holdings in CSX	Email chain discussing rules re. annual general meeting.
၁၁								
ОТ	pharkins@dfking.com; MariaGabriela.Bianchini@srz .com; dschwartz@3g- capital.com	Snehal Amin  -Snehal @tcifund.com>; pharkins@dfking.com; dschwartz@3g-capital.com; MariaGabriela.Bianchini@srz.com; abehring@3g- capital.com; Rishi Sunak -Rishi@tcifund.com>; George Sard -GSard@SARDVERB.com>	jgasthalter@SARDVERB.co m	Snehal Amin <pre><snehal@tcifund.com>;</snehal@tcifund.com></pre>	MariaGabriela.Bianchini@srz .com; dschwartz@3g- capital.com	Bianchini, Maria Gabriela    AMariaGabriela.Bianchini@s   rz.com>; Mark Derbyshire <mderbyshire@tcifund.com>   ; Snehal Amin   <snehal@tcifund.com></snehal@tcifund.com></mderbyshire@tcifund.com>	Ron Braverman <ron@tcifund.com></ron@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter sigasthalter@SARDVERB.	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>		Ron Braverman <ron@tcifund.com></ron@tcifund.com>	Mark Derbyshire Ron Braverman cmderbyshire@tcifund.com <ron@tcifund.com></ron@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>
DATE	3/14/2008	3/14/2008	3/14/2008	3/14/2008		3/14/2008	3/14/2008	3/14/2008
TYPE OF DOCUMENT		Email	Email	Email		Email	Email	Email
BATES NO.	TCI0954718 - TCI0954727	TCI0961424 -		TCI0961447 - TCI0961457		Withheld	Withheld	Withheld
NO.	331	367	. 898	698			3656	3657

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC	AC/WP/JD
DESCRIPTION	Discussions about beneficial ownership.	Discussions about beneficial ownership.	Discussions about beneficial ownership.	Email containing attorney-client communications re: beneficial ownership.	Whitepaper Presentation
၁၁	Ron Braverman <ron@tcifund.com></ron@tcifund.com>	Mark Derbyshire <mderbyshire@tcifund.com &gt;</mderbyshire@tcifund.com 			Rosewater, David <david-rosewater@srz.co m="">; Weingarten, Marc <marc.weingarten@srz.co m="">; Snehal Amin <snehal@tcifund.com>; Rishi Sunak <rishi@tcifund.com>; dschwartz@3g-capital.com</rishi@tcifund.com></snehal@tcifund.com></marc.weingarten@srz.co></david-rosewater@srz.co>
ОТ	Mark Derbyshire       Bianchini, Maria Gabriela       Ron Braverman <mderbyshire@tcifund.com< td=""> <mariagabriela.bianchini@s< td=""> <ron@tcifund.com>rz.com&gt;; Snehal Amin         <snehal@tcifund.com> <snehal@tcifund.com></snehal@tcifund.com></snehal@tcifund.com></ron@tcifund.com></mariagabriela.bianchini@s<></mderbyshire@tcifund.com<>	Bianchini, Maria Gabriela Mark Derbyshire Discussion <a href="MariaGabriela.Bianchini@s">Mark Derbyshire@tcifund.com</a> ownership. rz.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@s rz.com&gt;</mariagabriela.bianchini@s 	Ron Braverman <ron@tcifund.com></ron@tcifund.com>	Bianchini, Maria Gabriela Rosewater, David <a href="MariaGabriela">MariaGabriela</a> . David.Rosewater@srz.co <a href="Marc.com">Marc.com</a> ; George Sard <a href="Marc.Weingarten">Marc.com</a> ; Goorge Sard <a href="Marc.Weingarten">Marc.com</a> ; Jonathan Gasthalter <a href="Marc.Weingarten">Marc.com</a> ; Jonathan Gasthalter <a href="Marc.Weingarten">Marc.com</a> ; Jonathan Gasthalter <a href="Marc.Weingarten">Marc.com</a> ; Com>; Jonathan Gasthalter <a href="Marc.com">Marc.com</a> ; Rishi Sunak <a href="Marc.com">Marc.com</a> ; Rishi Quifund.com; Rishi Quifund.com; Sam Whitehorn <a href="Marc.com">Marc.com</a> ; Rishi@tcifund.com; Com; Rob Chamberlin <a href="Marc.com">Marc.com</a> ; Rishi@tcifund.com; Com; Rob Chamberlin <a href="Marc.com">Marc.com</a> ; Rishi@tcifund.com; Com; Rob Chamberlin <a href="Marc.com">Marc.com</a> ; Rishi@tcifund.com; Rob Chamberlin <a href="Marc.com">Marc.com</a> ; Rishi@tcifund.com; Rob Chamberlin <a href="Marc.com">Marc.com</a> ; Rob Chamberlin <a href="Marc.com">Marc.com</a>
FROM	Mark Derbyshire   I <mderbyshire@tcifund.com  <br="">&gt;</mderbyshire@tcifund.com>	Ron Braverman Ron@tcifund.com>	Ron Braverman   Ron@tcifund.com>	Ron Braverman <a><a><a><a><a><a><a><a><a><a><a><a><a>&lt;</a></a></a></a></a></a></a></a></a></a></a></a></a>	Peter Harkins Com> • pharkins@dfking.com> • • • • • • • • • • • • • • • • • • •
DATE	3/14/2008	3/14/2008	3/14/2008	3/14/2008	3/14/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3658	3659	3660	3661	3662

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	م				
BASI	AC/WP/JD	AC	AC	AC	AC/WP
DESCRIPTION	Whitepaper Presentation	Discussions about selling physical shares.	Email chain re. discussions about selling physical shares.	Email chain re. discussions about selling physical shares.	Whitepaper Presentation
၁၁	Rosewater, David <david.rosewater@srz.co m="">; Weingarten, Marc  <marc.weingarten@srz.co m="">; Snehal Amin  <snehal@tcifund.com>; Rishi Sunak  <rishi@tcifund.com>; dschwartz@3g-capital.com</rishi@tcifund.com></snehal@tcifund.com></marc.weingarten@srz.co></david.rosewater@srz.co>				Rosewater, David  -David.Rosewater@srz.co m>; Weingarten, Marc  -Marc.Weingarten@srz.co m>; Snehal Amin -Snehal@tcifund.com>; Rishi Sunak -Rishi@tcifund.com>; dschwartz@3g-capital.com; TCI -TCI@SARDVERB.com>
ТО	Bianchini, Maria Gabriela Rosewater, David AlariaGabriela. Bianchini@s cDavid.Rosewater@srz.corz.com>; George Sard m>; Weingarten, Marc GSard@SARDVERB.com> cSard@SARDVERB.com> m>; Snehal Amin cigasthalter@SARDVERB.com>; Rishi Sunak am Whitehorn destrategi ccom>; Rome Soto m>; Rishi Qtoifund.com>; Ranee Soto com>; Rome Soto com>; Rishi Qtoifund.com>; Roma Whitehorn com>; Roma Whitehorn ccom>; Rombalin@mcbeestrategi ccom>; Rombalin@mcbeestrategi ccom>; Rombalin@mcbeestrategi ccom>; Rompalin@mcbeestrategi ccom>; R	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	MariaGabriela.Bianchini@srz .com	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela Rosewater, David  AMariaGabriela. Bianchini@s  rz.com>; George Sard  GSard@SARDVERB.com>; Weingarten, Marc  GSard@SARDVERB.com>; Marc.Weingarten, Marc  GSard@SARDVERB.com>; Snehal Amin  -RSoto@SARDVERB.com>; Snehal@tcifund.com>;  Rishi Sunak  -pharkins@dfking.com>;  Sam Whitehorn  swhitehorn@mcbeestrategi  rcl@sARDVERB.com>  Gschwartz@3g-capital.com  swhitehorn@mcbeestrategi  rcl@sARDVERB.com>  Grom>; Rob Chamberlin  -TCl@SARDVERB.com>  Grom>  -TCl@SARDVERB.com>
FROM	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 
DATE	3/14/2008	3/14/2008	3/15/2008	3/15/2008	3/16/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld
NO.	3663	3664	9998	2998	3668

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP/JD	AC/WP/JD
DESCRIPTION	Draft of press release.	Draft of press release.
၁၁	TCI@SARDVERB.com	TCI@SARDVERB.com>
ТО	igasthalter@SARDVERB.com; Nishi Sunak Rishi Sunak -Rishi@tcifund.com>; marc.weingarten@srz.com; mab@srz.com; mgb@srz.com; schamberlin@mcbeestrategic.com; swhitehorn@mcbeestrategic.com; com; dschwartz@3g- capital.com; ckitchen@kirkland.com; pharkins@dfking.com	Jonathan Gasthalter -igasthalter@SARDVERB.c om>; Snehal Amin -Snehal@tcifund.com>; Jared Levy -JLevy@SARDVERB.com>; Rishi Sunak -Rishi@tcifund.com>; marc.weingarten@srz.com; may@srz.com; myp@srz.com; croamberlin@mcbeestrategi c.com; swhitehorn@mcbeestrategic.com; exhamberlin@mcbeestrategic.com; swhitehorn@mcbeestrategic.com; Peter Harkins -pharkins@dfking.com>
FROM	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Daniel Schwartz <dschwartz@3g- Capital.com&gt;</dschwartz@3g- 
DATE	3/17/2008	3/17/2008
TYPE OF DOCUMENT	Email	Email
BATES NO.	Withheld	Withheld
NO.	N 8969	3670 V

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC	AC	AC
DESCRIPTION	Draft of press release.	Email re. TCI/CSX press coverage.	Email re. congressional testimony.	Letter to Chairman of the Committee.
၁၁	TCI@SARDVERB.com>		Snehal Amin <snehal@tcifund.com>; Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ </snehal@tcifund.com>	MariaGabriela.Bianchini@sr z.com
10	Jonathan Gasthalter Jigasthalter@SARDVERB.c om>; Snehal Amin <snehal@tcifund.com>; Jared Levy <jlevy@sardverb.com>; <jlevy@sardverb.com>; Kishi Sunak <rishi <rishi@tcifund.com="" sunak="">; marc.weingarten@srz.com; marc.weingarten@srz.com; myb@srz.com; ccom; swhitehorn@mcbeestrategi ccom; dschwartz@3g- capital.com; cditchen@kirkland.com</rishi></jlevy@sardverb.com></jlevy@sardverb.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	rchamberlin@mcbeestrategi   Snehal Amin c.com; Sam Whitehorn <snehal@tcifund.com>; <swhitehorn@mcbeestrategi bianchini,="" c.com="" gabriela="" maria=""  =""> srz.com&gt;</swhitehorn@mcbeestrategi></snehal@tcifund.com>	swhitehorn@mcbeestrategic. MariaGabriela.Bianchini@sr Letter to Chairman of the com;  Z.com Rchamberlin@mcbeestrategi c.com; Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
FROM	Peter Harkins <pharkins@dfking.com></pharkins@dfking.com>	Rob Chamberlin   Snehal Amin   Shehal Amin   Shehal@tcifund.com>   egic.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE	3/17/2008	3/17/2008	3/17/2008	3/17/2008
TYPE OF DOCUMENT		Email	Email	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld
NO.	3671	3672	3673	3674

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/WP	AC/WP/JD	AC
DESCRIPTION	o the Chairman of the	Final draft of press release in response to CSX litigation.	Email chain: pending approval on press release.
၁၁	Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 	<tci@sardverb.com></tci@sardverb.com>	
10	Sam Whitehorn       Rob Chamberlin       Bianchini, Maria Gabriela       Re. Letter to committee.         sic.com>		

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC/JD	AC	AC	AC	AC	AC	AC
DESCRIPTION	Email chain: pending approval on press release.	Email chain: pending approval on press release.	Email chain: pending approval on // press release.	Inquiry re. external coverage about   CSX suit.	Email chain: pending approval on // press release.	Email chain: pending approval on // press release.	Discussions about media strategy.
၁၁	TCI@SARDVERB.com>						Bianchini, Maria Gabriela <mariagabriela.bianchini@ srz.com&gt;</mariagabriela.bianchini@ 
10	Snehal Amin -Snehal@tcifund.com>; Jared Levy -Jared Le	jgasthalter@SARDVERB.co m	Jonathan Gasthalter <li>jgasthalter@SARDVERB.c om&gt;</li>	Jonathan Gasthalter <li>jgasthalter@SARDVERB.c om&gt;</li>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb.c om=""></jgasthalter@sardverb.c>	Jonathan Gasthalter <jgasthalter@sardverb.c om&gt;</jgasthalter@sardverb.c 
FROM	Jonathan Gasthalter <jgasthalter@sardverb. com&gt;</jgasthalter@sardverb. 	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Jonathan Gasthalter <jgasthalter@sardverb. com=""></jgasthalter@sardverb.>	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>
DATE	3/17/2008	3/17/2008	3/17/2008	3/17/2008	3/17/2008	3/17/2008	3/17/2008
TYPE OF DOCUMENT	Email	Email	Email	Email	Email	Email	Email
BATES NO.	withheld	Withheld	withheld	withheld	withheld	withheld	Withheld
NO.	3678	3679	3680	3681	3682	3683	3684

CSX v. TCI, et al., No. 08 Civ. 2764 TCI Amended Privilege Log for the April 9, 2008 Production

BASIS FOR PRIVILEGE	AC	AC/WP	AC	AC	AC	WP	WP	WP	AC	AC/WP	WP	WP	AC	AC	AC
DESCRIPTION	Discussions about media strategy.	Draft of Schedule 13D	Potential Voting Scenario	Handwritten notes.	Handwritten notes.	Operational Improvement Potential slideshow	Operational Improvement Potential slideshow	Slideshow re. proxy solicitation.	Email re. proxy contest.	Draft proxy contest timeline.	Draft letter re. SEC inquiry.	Slideshow re. proxy contest.	Discussion of HSR filing.	TCI fund structure.	Preparation for congressional hearing.
၁၁															
01	Bianchini, Maria Gabriela <mariagabriela.bianchini@s< td="">   rz.com&gt;; Jonathan   Gasthalter   <jgasthalter@sardverb.c< td="">   om&gt;</jgasthalter@sardverb.c<></mariagabriela.bianchini@s<>	Snehal Amin <snehal@tcifund.com>;  Rishi Sunak  <rishi@tcifund.com>;  James Hawks  <james@tcifund.com></james@tcifund.com></rishi@tcifund.com></snehal@tcifund.com>	TCIF										Rishi Sunak (rishi@tcifund.com)		
FROM	Rishi Sunak <rishi@tcifund.com></rishi@tcifund.com>	Bianchini, Maria Gabriela Snehal Amin <mariagabriela.bianchini@ <snehal@tcifund.com="">;  Rishi Sunak  <rishi@tcifund.com>;  James Hawks  <james@tcifund.com></james@tcifund.com></rishi@tcifund.com></mariagabriela.bianchini@>	DF King	Rishi Sunak	Snehal Amin			Schulte Roth & Zabel LLP	Allan R. Williams			Schulte Roth & Zabel LLP	John Ingrassia Rishi Sunak (jingrassia@proskauer.com (rishi@tcifund.com)	Schulte Roth & Zabel LLP	Sard-Verbinnen
DATE	3/17/2008	3/17/2008	N/A												
TYPE OF DOCUMENT	Email	Email	Excel Spreadsheet	Notebook	Notebook	Slideshow	Slideshow	Slideshow		Timeline	Letter	Slideshow		Diagram	
BATES NO.	Withheld	Withheld			TCI0929040 - TCI0929095		Withheld		Withheld		Withheld			Withheld	Withheld
NO.	3687	3692	3693	9	7	3694	3692	3696	3697	3698		3700	3701	3702	3703

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BASIS FOR PRIVILEGE	AC		WP	WP	WP	WP	WP	WP	WP	WP	WP	AC
DESCRIPTION	List of CSX-related issues marked "privileged and confidential."	Draft letter to SEC.	Preparation for congressional hearing.	Preparation for congressional hearing.	Draft letter to director nominee.	Draft letter to director nominee.	Spreadsheet of Share Scenarios	Draft SEC filing.	Draft proxy statement.	Draft public statement.	TCI fund structure.	Email reflecting proxy strategy and AC communications with SRZ.
cc												Matthew Triaca <matthew. rp.com="" triaca@harbourg="">; Richard Marcus <richard.marcus@harbour grp.com=""></richard.marcus@harbour></matthew.>
ТО		Nicholas Panos										Richard Mintz Matthew Triaca Email reflecting proxy strat cRichard.Mintz@harbourgp.   Matthew.Triaca@harbourg communications with SRZ.com>; Rishi Sunak   Pp.com>; Richard.Marcus@harbour   CRishi@tcifund.com>   CRichard.Marcus@harbour   Grp.com>
FROM		The Children's Investment Fund Management			The Children's Investment Fund Management (UK) LLP	The Children's Investment Fund Management (UK) LLP					Schulte Roth & Zabel LLP	Snehal Amin <snehal@tcifund.com></snehal@tcifund.com>
DATE												9/18/2007
TYPE OF DOCUMENT	Outline	Letter	Draft Outline	Draft Outline	Draft Letter	Draft Letter	Spreadsheet	Chart	Draft Proxy Statement	Draft Statement	Handwritten Diagram	Email
BATES NO.	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld	Withheld		Withheld	Withheld	Withheld	TCI0934454 -
NO.	3704	3705	9028	2028	3708	3709	3710	3711	3712	3713	3714	3715

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